

media ownership rules, in a Tuesday speech before one of the commission's advisory committees. Read more »

TRANSPORTATION & INFRASTRUCTURE

Georgetown Groups' Flight Path Suit Too Late, DC Circ. Says

The D.C. Circuit on Tuesday rejected a challenge from Georgetown University and local groups seeking to block the Federal Aviation Administration from routing aircraft over their neighborhood under newly implemented flight paths that they alleged violated environmental and historic preservation laws, saying their petition came too late. Read more »

EMPLOYMENT

Mich. Gov. Signs Bill Forbidding Salary History Question Bans

Michigan Gov. Rick Snyder on Monday signed a bill that forbids local governments from limiting the questions businesses can ask during job interviews, bucking the trend of states and municipalities encouraging equal pay by blocking employers from asking applicants about their salary histories. Read more »

7th Circ. Skeptical Of Ill. Village's Right-To-Work Law

The Seventh Circuit on Tuesday seemed wary of overturning a lower court's order invalidating an Illinois village's local right-to-work ordinance, with one judge saying the village's stance that the National Labor Relations Act doesn't preempt state municipalities from making their own calls on such laws would "create massive chaos." Read more »

COMPETITION

Apple Inc.
Association of Corporate Counsel
Berkeley Research Group
Berkshire Hathaway Inc.
Cable News Network Inc.
Center on Budget and Policy Priorities
CenturyLink Inc.
Chevron Corporation
Chicago Bears
Cleveland Cavaliers
Cox Communications Inc.
DISH Network Corporation
ESPN Inc.
Equifax Inc.
Experian
Exxon Mobil Corporation
GSM Association
Google Inc.
Home Box Office Inc.
International Association of Privacy Professionals
International Union Of Operating Engineers
KPMG International
Kansas City Royals
Kaspersky Lab Ltd.
Lambda Legal Defense & Educational Fund
Major League Baseball Inc.
Major Lindsey & Africa
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Hockey League
National Rifle Association of America
Netflix Inc.

Exec Stopped On AT&T-Time Warner Transcript At 'Good Stuff'

The Dish executive in charge of its online live television service said in D.C. federal court Tuesday that he stopped reading a trial transcript in the AT&T-Time Warner merger case, which should have been kept from him, just as he'd "gotten to the good stuff." Read more »

CYBERSECURITY & PRIVACY

Commerce Fighting Data Localization Efforts, Official Says

The U.S. Department of Commerce has increasingly been working to find common ground on privacy issues with foreign governments in order to clamp down on calls for mandates that companies only store their data locally, an agency official said Tuesday. Read more »

Senate Still Struggling With Data Breach Bill, Aide Says

U.S. Senate leaders are close to reaching an agreement on a legislative proposal that would establish a national data breach notification and security standard that many companies have clamored for, but longstanding disagreements over the bill's scope and preemption are likely to impede its progress through Congress this year, a Commerce committee staffer said Tuesday. Read more »

AEROSPACE & DEFENSE

Judge Wants Explanation On DOD's New Transgender Policy

A Washington federal judge on Tuesday gave the federal government and current and prospective transgender military service members a week to lay out constitutional arguments on President Donald Trump's new policy allowing some transgender troops to openly serve, pushing back a previously

Sinclair Broadcast Group, Inc.
Synopsys Inc.
TBS International Limited
Tax Foundation
Texas Rangers
The DIRECTV Group, Inc.
Time Warner Inc.
Tribune Media Co.
Turner Broadcasting System Inc.
Twitch Interactive Inc.
Twitter Inc.
Union Bank
Washington Post Co.
YouTube Inc.

GOVERNMENT AGENCIES

Administration for Children and Families
Bureau of Citizenship and Immigration Services
California Department of Justice
Department of Commerce
European Union
Federal Aviation Administration
Federal Communications Commission
Financial Crimes Enforcement Network
Florida Attorney General's Office
Internal Revenue Service
International Trade Administration
NAFTA
National Indian Gaming Commission
National Security Agency
National Telecommunications and Information Administration
Navajo Nation
New York State Department of Financial Services

imminent ruling on an earlier version of the policy. [Read more »](#)

INTERNATIONAL TRADE

Canada Beefs Up Border Controls After New US Metal Tariffs

Canada rolled out new measures Tuesday aimed at blocking steel and aluminum from being diverted into the country due to its exemption from recently enacted U.S. tariffs on the metals. [Read more »](#)

TAX

IRS Plans To Limit Contracted Law Firms' Role In Audits

Private attorneys with whom the IRS contracts to aid in audits would no longer be allowed to review taxpayer information unless they possess expertise in foreign, state or local tax laws, according to a proposal the revenue agency issued on Tuesday. [Read more »](#)

IRS Nominee Rettig Discloses \$1.1M In Salary, Names Clients

Charles Rettig, President Donald Trump's nominee for IRS commissioner, said he received more than \$1.1 million in salary from his law firm and disclosed other sources of employment income and assets from companies including Berkshire Hathaway Inc., AT&T Inc. and Exxon Mobil Corp. in a financial report shared with Law360 on Tuesday. [Read more »](#)

China To Cut VAT Rates As Part Of Tax Overhaul

China will cut value-added tax rates for its manufacturing and transportation sectors as part of the country's overhaul to replace the business tax with the VAT, China's finance minister said. [Read more »](#)

Fax Machines Have Overstayed IRS Welcome, Lawmaker Says

Small Business Administration
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Government Ethics
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
Washington Attorney General's Office
Ysleta del Sur Pueblo

The Internal Revenue Service's urgently needed overhaul includes replacing its fleet of fax machines with updated information technology hardware, according to an op-ed article published Monday and written by the chairwoman of the House Ways and Means Oversight Subcommittee, which will consider legislation to revamp the agency. [Read more »](#)

NJ Assembly Amends Bill Expanding Biz-Friendly Zones

The New Jersey Assembly amended a bill Monday that seeks to extend the duration of the state's urban enterprise zone designations and resurrect the qualification for five municipalities whose designations expired on Jan. 1. [Read more »](#)

BANKRUPTCY

Puerto Rico Energy Regulator Seeks Injunction In PREPA Case

Fighting for what it believes is a mandatory role in the fiscal plan certification process of Puerto Rico's publicly owned electric utility, the territory's energy regulator argued to a New York federal judge on Tuesday that its oversight duties are being overrun in the island's restructuring proceedings. [Read more »](#)

IMMIGRATION

US Chips Away At S. Korean Car, Drug Barriers

The Trump administration confirmed Tuesday that it has wrapped up its talks with South Korea to amend their 2012 bilateral trade deal and offered new insights on the changes made to the deal's rules covering cars, environmental standards and drug reimbursements. [Read more »](#)

Immigration Bill Roundup: Child Custody, Census Questions

Members of the 115th Congress have introduced bills that would protect the rights of immigrants in child custody issues and bar citizenship questions from U.S. Census forms. [Read more »](#)

Calif. Sues Administration Over Census Citizenship Question

The U.S. Department of Commerce announced late Monday that it will reinstate a question on citizenship status in the 2020 census, inciting a legal challenge from the state of California arguing that it will cripple response rates. [Read more »](#)

DOJ Must Review Docs In FOIA Suit Over Immigration Appeals

An Illinois federal judge on Tuesday determined that the U.S. Department of Justice properly withheld documents related to decisions by previous attorneys general after an immigrants advocacy group sought copies of them, but held that the department may have erred in holding onto others from public view. [Read more »](#)

Trump Ends Work Permit Program For Some Liberians

President Donald Trump said Tuesday he would end a work authorization program known as Deferred Enforced Departure for a small group of Liberians, initiating a 12-month wind-down period before they will be obligated to leave the U.S. [Read more »](#)

NATIVE AMERICAN

HHS' \$7.3M Funding Cut To Navajo Nation Overturned

A D.C. federal judge on Tuesday overturned a \$7.3 million reduction in the government's funding for the Navajo Nation's early education programs, deciding that even though enrollment had dropped, the tribe wasn't

provided with the necessary due process options to fight the changes. [Read more »](#)

Tribe Can't Dodge Texas' Suit Over Bingo Machines

A Texas federal judge refused Monday to dismiss the Lone Star State's lawsuit accusing a Pueblo tribe of illegally operating electronic bingo machines, finding that the tribe didn't prove its activity was exempt from Texas' nuisance law. [Read more »](#)

TELECOMMUNICATIONS

NTIA Head Cheers Efforts To Free Up Spectrum For 5G

The head of the National Telecommunications and Information Administration on Tuesday touted the agency's efforts to identify underused spectrum with potential for wireless use, saying proposals to convert spectrum allocated for military radar systems and satellite TV could free up 750 megahertz for use by 5G networks. [Read more »](#)

House Dems Probe FCC Speeches At Right-Leaning CPAC

Democratic members of a key House panel in a letter Monday questioned the ethics of Republican Federal Communications Commission members attending the Conservative Political Action Conference last month, asking whether taxpayer dollars had been used to advocate conservative causes. [Read more »](#)

CIVIL RIGHTS

Fla. Ordered To Revamp Felon Voter Restoration System

A Florida federal judge on Tuesday ordered the governor to establish a new, uniform system for restoring voting rights to felons after finding that the current process, which gives the governor unfettered discretion, violates the

First and Fourteenth Amendments. [Read more »](#)

Ex-Student Says Univ. Botched Sex Assault Probe Against Him

A former Illinois State University student sued the school in Illinois federal court Tuesday, alleging ISU violated his due process rights when he was suspended from the school during an investigation of sexual assault allegations made against him that allegedly turned out not to be true. [Read more »](#)

EXPERT ANALYSIS

Complying With 2 New AML Rules As Deadlines Approach

Two landmark anti-money laundering rules — the federal beneficial ownership rule and New York's transaction monitoring rule — have compliance deadlines coming up in the next few weeks. A variety of events may impact a financial institution's ability to comply, says Walter Mix of Berkeley Research Group. [Read more »](#)

Regulation Of Sports Gambling Will Decide Esports' Fate

Esports is going to have a major impact on traditional sports, and the U.S. Supreme Court's upcoming sports gambling holding in *NCAA v. Christie* is going to have a major impact on esports, say Holland & Knight LLP attorney David Lisko and law student Viktor Lyusi. [Read more »](#)

To Hold Or Not To Hold: S Corps And The Carried Interest Rule

Without an amendment to what is widely believed to be a drafting error in the Tax Cuts and Jobs Act, there may be a strong argument that the new regulations implementing IRC Section 1061 are invalid. Taxpayers evaluating whether to hold carried interests through an S corporation need to assess whether the potential benefit justifies the time and expense

of countering an IRS challenge, say Elizabeth McGinley and Steven Lorch of Bracewell LLP. [Read more »](#)

Changes For Youth Football In California And Beyond

Two California legislators recently announced a bill designed to prevent brain injuries during youth football games by restricting tackle football programs to the high school level. Organizations with youth football programs should anticipate that jurisdictions throughout the country will begin advancing similar restrictions, say Anne Marie Ellis and Paul Alarcon of Buchalter PC. [Read more »](#)

Equity Partnership Isn't What It Used To Be

To many young attorneys, becoming an equity partner shows a firm's long-term commitment, meaning job security and a voice in important firm matters. However, the industry has changed and nowadays it may not be better to enter a new firm as an equity partner, says Jeffrey Liebster of Major Lindsey & Africa. [Read more »](#)

LEGAL INDUSTRY

Feature

What Law Firms Stand To Lose In The #MeToo Era

There is a reckoning coming for firms that continue to sweep sexual misconduct under the rug, experts say. Editor's note: final of a three-part series. [Read more »](#)

Punk Rock Ob-Gyn Gives Juror CPR, Gets Med Mal Mistrial

Facing the first day of a medical malpractice trial on Tuesday, a San Jose obstetrician-gynecologist who once drummed for The Offspring proved his punk rock bona fides rushing to the aid of a prospective juror in cardiac arrest, delivering CPR but forcing a

mistrial over concerns his medical heroics could bias jurors in his favor. [Read more »](#)

Partner Pay Gaps At Dentons, Clifford Chance Average 25%

Female partners at two U.K. global law firms are paid on average approximately 25 percent less than their male counterparts, according to gender pay gap reports released by the firms Tuesday. [Read more »](#)

JOBS

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From: Public Policy Law360
Sent: Tuesday, April 3, 2018 4:03 AM
To: Rep48
Subject: EPA Must Meet 2021 Deadline For Risk Reviews



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Tuesday, April 3, 2018



TOP NEWS

EPA Must Meet 2021 Deadline For Risk Reviews

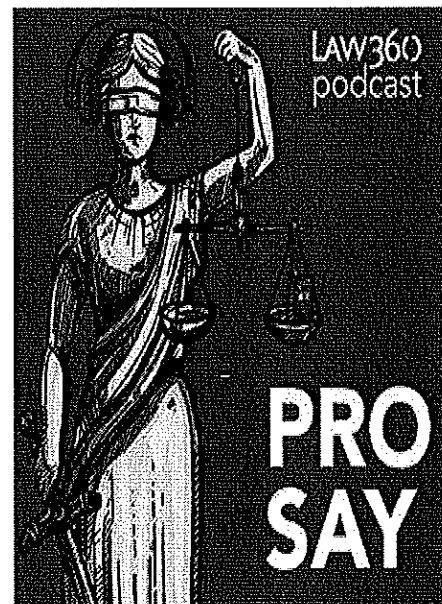
A D.C. district judge on Saturday said the U.S. Environmental Protection Agency has to hustle to update air emission requirements for nine sources of pollutants, saying that the agency must find a way to allocate resources for the already overdue Clean Air Act reviews by 2021. [Read more »](#)

EPA Rejects Obama Auto Emissions Standards

The U.S. Environmental Protection Agency said Monday it plans to revise Obama-era greenhouse gas emissions standards for 2022- to 2025-model cars and light trucks, a victory for automakers that said the requirements would be too tough to meet. [Read more »](#)

Mulvaney Calls On Congress To Curb CFPB's Independence

Consumer Financial Protection Bureau Acting Director Mick Mulvaney on Monday urged



[Listen to our new podcast here](#)

LAW FIRMS

Allen & Overy

Arnold & Porter

Beveridge & Diamond

Congress to rein in the independence of the agency he leads, calling it "far too powerful" and pushing for Dodd-Frank Act changes that he says would make the agency more accountable. [Read more »](#)

Feature

Shulkin's VA Exit Opens Up Privatization, Legal Fights

Former Veterans Affairs Secretary David Shulkin's termination has exposed an internal struggle over the potential privatization of VA health care, putting tens of billions of dollars in federal spending and assets at stake, as well as opening up a potential legal battle over his immediate successor. [Read more »](#)

Analysis

'Radical Change' In Auto Technology Threatens Tax Base

High tech advances in the automotive sector, including increased fuel efficiency, better batteries and driverless cars, will bring "radical change" and a level of societal disruption not seen in 100 years, experts say, including threats to traditional taxation and fiscal funding. [Read more ½ B](#)

Feature

Here's The Latest On FCC Plans To Put More Spectrum In Use

The Federal Communications Commission has set an aggressive agenda to shoehorn more services into the public airwaves, teeing up inquiries into how more than a dozen spectrum bands can be used more broadly and considering new auctions and shared applications. [Read more »](#)

BANKING & SECURITIES

No Secrets Means No Medicare Insider Trading, Jury Hears

A federal worker, a consultant and two investment pros formed a "corrupt tipping chain" for insider trades tied to Medicare and Medicaid payments, prosecutors told a

Caplin & Drysdale

Covington & Burling

Cravath Swaine

Cullen Law Firm

Davis & Davis PC

Duane Morris

Earthjustice

Fletcher Heald

Foley & Lardner

Foley Hoag

Gibson Dunn

Goodwin

Gupta Wessler

Hawke McKeon

Hogan Lovells

Hunton & Williams

Husch Blackwell

Jones Day

Kramer Levin

Latham & Watkins

Mayall Hurley

Morrison & Foerster

Motley Rice

Nelson Mullins

O'Melveny & Myers

Redgrave LLP

Shearman & Sterling

Sidley Austin

Stearns Weaver

Steptoe & Johnson LLP

Todd & Weld

Weiss Serota

COMPANIES

AT&T Inc.

Accenture plc

AcelRx Pharmaceuticals Inc.

Alliance of Automobile
Manufacturers

Manhattan jury on Monday, but the defendants called the case a nonstarter, saying information that moved along the chain was far from secret. [Read more »](#)

ENERGY & ENVIRONMENTAL

DC Circ. Won't Review 'Moot' Challenge Of Rail Car Fees

The D.C. Circuit told a petroleum industry group Monday that it would not review its petition to strike down a surcharge on older-model fuel rail cars, saying a phaseout of the rail cars at issue has already been completed, thus rendering the case moot. [Read more »](#)

Mass. High Court To Hear Electric Emissions Cap Challenge

Massachusetts' top court said Monday it would hear arguments in May from electricity generators across the Northeast that challenged a state plan requiring them to incrementally reduce greenhouse gas emissions over the next three decades. [Read more »](#)

DC, Maryland Must Rethink Anacostia River Trash Control

A D.C. federal judge on Friday sided with the Natural Resources Defense Council in its lawsuit challenging the U.S. Environmental Protection Agency's approval of the District of Columbia and Maryland's plan for a total maximum daily load for trash pollution in the Anacostia River. [Read more »](#)

DC Circ. Weighs EPA Rule Limiting Appeals Court Decisions

Industry representatives Monday faced intense questioning from a D.C. Circuit panel that voiced skepticism regarding their challenge to a U.S. Environmental Protection Agency rule that restricts the effects of a federal appeals court's decision on a nationally applicable

American Bar Association
American Civil Liberties Union
American Enterprise Institute
American Fuel & Petrochemical Manufacturers
American Petroleum Institute Inc.
BNSF Railway
BP p.l.c.
BlackBerry Ltd.
Cable News Network Inc.
Cognizant Technology Solutions Corp.
Comcast Corporation
Competitive Carriers Association
ConocoPhillips
DTE Energy Co.
Deerfield Management Co. LP
Dominion Energy Inc.
Equifax Inc.
Exxon Mobil Corporation
Facebook
Faculty Athletics Representatives Association
Fannie Mae
FiberTower Corporation
Freddie Mac
Global Automakers
Google Inc.
Home Box Office Inc.
Hulu LLC
Lambda Legal Defense & Educational Fund
Lyft Inc.
Mars Inc.
Massachusetts Bar Association
McKesson Corp.
Merck & Co Inc.
Miramax Film Corp.
NBCUniversal Inc.

regulation to that court's jurisdiction. Read more »

Energy Cos. To Tell Pension Fund About Paris Accord Risks

Dominion Energy, Southwestern Energy and DTE Energy will divulge how the landmark Paris climate accord's goal of curbing global warming will have an impact on business, prompting the New York State Common Retirement Fund to yank requests that they clue in investors, New York State Comptroller Thomas P. DiNapoli announced Monday. Read more »

HEALTH & LIFE SCIENCES

High Court Keeps Ban On Anti-Abortion Videos In Place

The U.S. Supreme Court on Monday declined to overturn an injunction barring the publication of secretly recorded videos that an anti-abortion group taped at annual meetings of the National Abortion Federation. Read more »

TRANSPORTATION & INFRASTRUCTURE

Truckers Want Pa. Turnpike's Toll Spending Paused

A set of trade groups and trucking companies behind a putative class action that says Pennsylvania's "excessive" highway tolls violate the U.S. Constitution urged a federal judge Monday to place an injunction on the spending of toll proceeds for nonhighway projects. Read more »

COMPETITION

FTC Names Former Official As New Acting GC

The Federal Trade Commission on Monday named Alden F. Abbott as its new acting general counsel, a former official for the agency who most recently served as a deputy

NRG Energy Inc.
National Association of Manufacturers
National Consumer Law Center
National Veterans Legal Services Program
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Northeastern University
Planned Parenthood Federation
QUALCOMM Incorporated
Royal Dutch Shell PLC
SLM Corporation
Sierra Club
Sony Pictures Entertainment Inc.
Southwestern Energy Co.
Straight Path Communications Inc.
Symetra Financial Corporation
T-Mobile USA Inc.
TBS International Limited
Tata Consultancy Services Ltd.
The DIRECTV Group, Inc.
The State University of New York
Tribune Media Co.
Turner Broadcasting System Inc.
Uber Technologies Inc.
United Parcel Service Inc.
Verizon Communications
Wells Fargo & Co.
YouTube Inc.
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Central Intelligence Agency
Consumer Financial Protection Bureau

director at the conservative think tank The Heritage Foundation. [Read more »](#)

DOJ Says Time Warner Unit Tactics Show AT&T Merger Risks

The U.S. Department of Justice on Monday used a former top Turner Broadcasting negotiator to illustrate the lengths to which Time Warner might go, if acquired by AT&T, to leverage its content for higher carriage rates from pay-TV providers. [Read more »](#)

CYBERSECURITY & PRIVACY

Researchers' Challenge To Anti-Hacking Law Kept Alive

A D.C. federal judge has kept alive a claim by a group of university professors and journalists that a federal anti-hacking law unconstitutionally bars their research into whether hiring websites that use online algorithms discriminate against job applicants. [Read more »](#)

AEROSPACE & DEFENSE

Air Force To Trim Airmen Rules, Improve Acquisition Process

The Air Force has moved to trim unnecessary policies and instructions for airmen and improve its acquisition processes as part of a broad ongoing policy overhaul, Air Force Secretary Heather Wilson said Friday. [Read more »](#)

INTERNATIONAL TRADE

China Whacks \$3B Of US Goods With New Tariffs

The Chinese government enacted new tariffs covering nearly \$3 billion worth of U.S. exports Monday, targeting pork, fruits, wines, pipes and various other products, escalating an acrimonious trade battle that began with U.S.

Department of Commerce
Equal Employment Opportunity Commission
European Central Bank
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Federal Transit Administration
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
House of Commons of the United Kingdom
Internal Revenue Service
Maryland Department of the Environment
Massachusetts Department of Environmental Protection
NAFTA
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
New York State Comptroller
Office of the Comptroller of the Currency
Pennsylvania Department of Transportation
Port Authority of New York & New Jersey
Securities and Exchange Commission
Surface Transportation Board
U.S. Attorney's Office

duties on steel and aluminum imports. [Read more »](#)

Trump Threatens To Leave NAFTA, Says DACA Deal Is Off

President Donald Trump on Sunday threatened to back out of the North American Free Trade Agreement with Mexico over its failure to stem unauthorized border crossings, and said a deal on a legislative replacement to the Deferred Action for Childhood Arrivals program was off. [Read more »](#)

Hatch Open To Extending Trade Law, With Conditions

Senate Finance Committee Chairman Orrin Hatch, R-Utah, on Friday said that although he is open to extending the crucial Trade Promotion Authority law before July 1, he will need certain assurances that the Trump administration is committed to a true trade liberalization agenda. [Read more »](#)

TAX

High Court Won't Hear Sen. Paul, Republicans' FATCA Suit

The U.S. Supreme Court on Monday declined to take up a challenge to the Foreign Account Tax Compliance Act led by Sen. Rand Paul, R-Ky., and American expatriates, who had argued the international tax collection law's intergovernmental agreements, reporting requirements and penalties violated constitutional provisions. [Read more »](#)

Interim IRS Guidance Covers Tax Withholding In Partner Sales

The Internal Revenue Service released interim guidance on Monday to enact a portion of the new federal tax law requiring a withholding tax on transfers of nonpublicly traded partnership interests held by foreign individuals or corporations. [Read more »](#)

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Transportation

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Senate

U.S. Sentencing Commission

U.S. Supreme Court

United States Court of Appeals for the Third Circuit

World Trade Organization

UK Registering Non-EU Seller Warehouses In VAT Fraud Fight

The U.K. tax authority on Sunday began the process of registering domestic warehouse businesses that distribute goods for online sellers based outside the European Union, to ensure those sellers properly assess value-added tax on their U.K. customers' purchases. [Read more »](#)

GWB Scandal Figure Misreads High Court Ruling, Feds Say

A U.S. Supreme Court opinion limiting a tax statute's scope does not support the narrow reading of an anti-fraud statute sought by a former public official challenging her conviction for reducing local access lanes to the George Washington Bridge in an act of political revenge, the federal government has argued. [Read more »](#)

CPA Group Asks Treasury For Clarity On Biz Meal Deductions

The American Institute of Certified Public Accountants asked the U.S. Department of the Treasury on Monday to come up with a process to help employers in the restaurant and food service industry comply with the new federal tax law's restrictions on tax deductions for employer-provided business meals. [Read more »](#)

Preparers Slam IRS Bid At DC Circ. To Revive \$37.6M In Fees

A group of tax preparers on Monday urged the D.C. Circuit to uphold a federal court decision that found the IRS lacked the authority to charge \$37.6 million in fees to issue and renew preparer tax identification numbers, arguing in an appellee brief the agency still had not offered any legitimate reason for doing so. [Read more »](#)

BANKRUPTCY

Puerto Rico Gov. Rejects Oversight Board's New Budget Cuts

The Governor of Puerto Rico is refusing to meet demands by the commonwealth's federal overseers for harsher austerity measures, potentially setting up a showdown between the on-again, off-again allies in the troubled island's restructuring process. [Read more »](#)

IMMIGRATION

Guam Businesses Secure Class Cert. In H-2B Visa Suit

A Guam federal judge on Saturday certified a class of businesses in the U.S. territory that allege the federal government unfairly denied their H-2B temporary worker visa petitions, rejecting arguments by the government that the employers lacked standing because the time to get relief had passed. [Read more »](#)

USCIS To Run Pilot Program For Canadian L-1 Visa Review

U.S. Citizenship and Immigration Services plans to conduct a pilot study in Washington state for adjudicating L-1 visas for Canadian executives or managers seeking to enter the United States on a temporary basis under the North American Free Trade Agreement, the agency announced Friday. [Read more »](#)

TELECOMMUNICATIONS

FCC Nixes CCA Bid To Halt Verizon's Straight Path Purchase

The Federal Communications Commission denied a wireless carriers trade group's request to freeze Verizon's \$3.1 billion acquisition of 5G-primed spectrum from spectrum aggregator Straight Path Communications until a more formal review is completed. [Read more »](#)

Sinclair Script Video Sparks Outrage In Policy Circles

A video of local news anchors reading identical scripts on Sinclair Broadcasting Group-owned TV stations went viral over the weekend, prompting fierce opposition from Democrats and policy organizations that say it underscores why the FCC shouldn't approve the company's proposed takeover of Tribune Media Co. [Read more »](#)

CIVIL RIGHTS

Fla. Cities Challenge State Gun Safety Law Preemption

Ten South Florida municipalities launched a challenge Monday to state law that bars local governments from enacting gun safety laws deemed stricter than the state's, saying accompanying penalties against officials are onerous and unconstitutional. [Read more »](#)

WHITE COLLAR

Defense Atty, Mass. Bar Pan DQ Bid In Corruption Case

Boston attorney Howard Cooper of Todd & Weld LLP and the Massachusetts Bar Association on Monday assailed federal prosecutors who claim Cooper is too ensnared in former Democratic state Sen. Brian Joyce's alleged fraud and racketeering activity to represent him at trial, saying the request for disqualification flies in the face of constitutional law. [Read more »](#)

PEOPLE

Husch Blackwell Adds 14 From Gardere Wynne In Texas

Husch Blackwell LLP added 14 lawyers — including eight partners — to its Texas offices Monday, tapping attorneys who left Gardere Wynne Sewell LLP amid its merger with Foley & Lardner LLP. [Read more »](#)

EXPERT ANALYSIS

Mueller's Innovative Use Of Money Laundering Statute

The U.S. special counsel, Robert Mueller, has shown a willingness to use the money laundering statute in unique ways to further the investigation into links between the Trump campaign and the Russian government, say Solomon Wisenberg and Graham Billings of Nelson Mullins Riley & Scarborough LLP. [Read more »](#)

How Senate Bill Would Change Compliance For Midsize Banks

The U.S. Senate last month passed the Economic Growth, Regulatory Relief, and Consumer Protection Act, which makes modest reforms to the Dodd-Frank Act. Here, attorneys with Arnold & Porter Kaye Scholer LLP look at the bill's notable provisions for community and midsize banks and the prospects for enactment. [Read more »](#)

Key Takeaways From The NY Buy American Act

The New York Buy American Act, which went into effect on Sunday, is slated for a relatively short life and is fairly focused. But it is a noteworthy development because it further reinforces the general rallying cry behind "buy American," say attorneys with Covington & Burling LLP. [Read more »](#)

Opinion

TCJA Replaced The 1986 Tax Act, But Is It Tax Reform?

The Tax Cuts and Jobs Act upended both the objectives and specific provisions of the Tax Act of 1986, but the question remains, can it achieve its stated goals? It is unclear whether promised efficiency gains will be realized and unlikely that, on the whole, it's changes will result in meaningful, lasting reform, says Harvey Galper, visiting fellow at the Tax Policy Center in Washington, D.C. [Read more »](#)

Opinion

Rum, Cannabis And The 4th Amendment: A History Lesson

U.S. Attorney General Jeff Sessions recently made his first move against legal marijuana by reversing the U.S. Justice Department's policy of not enforcing federal cannabis laws in states that had legalized it. Sessions might be wise to study how a crackdown on contraband rum helped incite the American Revolution and influenced the U.S. Constitution, says Collin Wedel of Sidley Austin LLP. [Read more »](#)

LEGAL INDUSTRY

Feature

How Law Firms Can Combat Sexual Harassment

A newly updated handbook from the American Bar Association offers a guide for law firms on how to prevent sexual harassment in the workplace and properly address it when it happens. Here, Law360 takes a deep dive into how firms can fight harassment. [Read more »](#)

Courts Improperly Spent \$200M In PACER Fees, Judge Rules

A Washington, D.C., federal judge on Saturday granted a partial win for PACER users, finding that the judiciary inappropriately used almost \$200 million in fees collected via the online federal courts documents portal from 2010 to 2016 to fund other projects, in breach of federal law. [Read more »](#)

Feature

15 Minutes With Accenture's General Counsel

Chad Jerdee joined Accenture as a senior counsel two decades ago and has moved up the ranks over the years, serving as its general counsel and chief compliance officer since 2015. Here, Jerdee shares his thoughts with Law360 on the changing roles of in-house and outside counsel, his effort to shrink the number of law firms his organization uses, and his

thoughts on professional networking and football games. [Read more »](#)

The Top In-House Hires Of March

The notable legal department hires during the third month of 2018 included new GCs at Miramax, Sallie Mae and Merck, as well as a recent hire for litigation director at Lambda Legal. [Read more »](#)

JOBS

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Sent: Friday, April 6, 2018 4:37 AM
To: Rep48
Subject: Hong Kong Aims To Grab Bigger Share Of Global Listings



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Friday, April 6, 2018



TOP NEWS

Analysis

Hong Kong Aims To Grab Bigger Share Of Global Listings

The Hong Kong Stock Exchange's long-awaited overhauls that would ease listing rules for prerevenue companies and those with uneven voting structures are likely to help the region draw firms that would otherwise flee to the U.S. or elsewhere, experts say. [Read more](#) »

Analysis

Autonomous Car Regs In Murky Territory After Crashes

As investigators piece together what caused a pair of fatal Uber and Tesla self-driving car accidents last month, industry observers say it's increasingly difficult to gauge whether federal or state regulators will tighten the screws on autonomous car testing. [Read more](#) »

SEC Says \$15B Disgorgement Suit Misinterprets Kokesh



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LAW FIRMS

Alston & Bird

Archer & Greiner

Baker McKenzie

The U.S. Securities and Exchange Commission told a Massachusetts federal judge on Wednesday that a liquidation trustee's lawsuit seeking almost \$15 billion in allegedly ill-gotten disgorgements not only fails to state a claim, but misapplies the U.S. Supreme Court's recent Kokesch decision on which the suit is based. [Read more »](#)

States Sue EPA For Stalling On Methane Regulations

Attorneys general and corporation counsel from 14 states and two cities on Thursday urged a D.C. federal judge to force the U.S. Environmental Protection Agency to clamp down on methane emissions from existing oil and gas infrastructure, saying the agency has shirked its legal duty to craft the standards. [Read more »](#)

Trump Floats New Tariffs As US-China IP Scrap Intensifies

The acrimonious dispute between the U.S. and China over Beijing's intellectual property regime approached a fever pitch Thursday as the Trump administration responded to Chinese threats of retaliation with a vow to impose more tariffs on an additional \$100 billion worth of Chinese imports. [Read more »](#)

Panama Sharing Foreign Account Tax Data With 28 Countries

Panama has started automatically providing data about foreign owners of financial accounts to 28 other countries in the Organization for Economic Cooperation and Development's tax information-sharing system, the OECD announced Thursday while updating how the system's reporting standards should be implemented. [Read more »](#)

BANKING & SECURITIES

SEC Launches Deliberations On New Plan For Bitcoin ETFs

Ballou Stoll
Barnes & Thornburg
Becker & Poliakoff
Blank Rome
Boies Schiller
Brown Rudnick
Bryan Cave
Cantey Hanger
Capshaw DeRieux
Connell Foley
Cooley
Cotsirilos Tighe
Cravath Swaine
DLA Piper
Day Pitney
Dorsey & Whitney
Drinker Biddle
Eastern Environmental Law Center
Foley & Lardner
Gibson Dunn
Gupta Wessler
Haynes and Boone
Hogan Lovells
Holland & Knight
Horvitz & Levy
Jones Day
King & Spalding
Kirkland & Ellis
Klinedinst
Knobbe Martens
LeClairRyan
LegalForce RAPC Worldwide
Littler Mendelson
Marashlian & Donahue
McDermott Will
McKirdy & Riskin
Motley Rice
Munger Tolles

The U.S. Securities and Exchange Commission said Thursday it will begin proceedings to determine whether to allow Chicago Board Options Exchange Inc. to launch bitcoin exchange-traded funds, mirroring a move it made last month with the New York Stock Exchange that could delay a final decision on the issue for months. [Read more »](#)

Longtime DOJ Prosecutor To Head SEC's Chicago Office

The U.S. Securities and Exchange Commission announced Thursday that 25-year Justice Department veteran Joel R. Levin has been named director of the agency's regional office in Chicago and will take over the role next month. [Read more »](#)

ENERGY & ENVIRONMENTAL

PennEast Needs NJ Land For \$1B Pipeline, Judge Told

PennEast Pipeline Co. LLC on Thursday told a federal judge that it needs immediate access to more than 100 New Jersey properties along the course of its planned \$1 billion natural gas pipeline or else it won't be able to complete time-sensitive environmental assessments needed to meet regulatory deadlines for the project. [Read more »](#)

EMPLOYMENT

FDIC Applicant Can't Fight Obama-Era Federal Hiring Program

The Second Circuit on Thursday affirmed dismissal of an age discrimination suit challenging an Obama administration initiative aimed at bringing younger workers into the federal workforce, saying the program wasn't in effect when the applicant behind the suit was denied a job at 41. [Read more »](#)

COMPETITION

Nelson Mullins
O'Melveny & Myers
Paul Weiss
Perkins Coie
Reed Smith
Shearman & Sterling
Sidley Austin
Snell & Wilmer
Squire Patton Boggs
Stark & Stark
Thompson Hine
White & Case
Williams & Connolly
Williams Mullen

COMPANIES

AT&T Inc.
Alibaba Group Holdings Ltd.
American Civil Liberties Union
American College of Trial Lawyers
American Medical Association Inc.
Apple Inc.
BeiGene Ltd.
Brooklyn Defender Services
C. R. Bard, Inc.
CBOE Holdings Inc.
CITGO Petroleum Corp.
CTIA
Comcast Corporation
Competitive Carriers Association
Conservation Law Foundation
DISH Network Corporation
Exxon Mobil Corporation
F-Squared Investment
Management LLC
Halyard Health Inc.
Hong Kong Exchanges and
Clearing

AT&T's Own Words Used Against It In DOJ Merger Challenge

The U.S. Department of Justice confronted AT&T executives with their own words in D.C. federal court on Thursday to illustrate the alleged underlying motives behind the proposed Time Warner merger, including one exchange deriding programmers licensing content to online distributors as "short-sighted whores" undermining traditional pay-TV providers. [Read more »](#)

AEROSPACE & DEFENSE

DOD Transgender Policy Not 'Medically Valid,' AMA Says

There is no "medically valid" reason to exclude transgender people from the military, the American Medical Association said in a letter released Wednesday, hitting back at Defense Secretary James Mattis' reasoning underlying President Donald Trump's partial ban on transgender troops. [Read more »](#)

White House Says Trump Won't Interfere With DOD Cloud Deal

President Donald Trump will not intervene in the U.S. Department of Defense's contentious multibillion-dollar cloud contract, in which Amazon, the subject of heavy recent criticism from the president, is seen as the front-runner, the White House said Wednesday. [Read more »](#)

FCC Regimen Could Help Prevent False Alerts, Official Says

FCC Commissioner Jessica Rosenworcel suggested Thursday that the agency should use some of its built-in reporting processes to encourage states to sharpen their emergency communications plans in the aftermath of a rogue alert sent by a misguided Hawaii state employee earlier this year. [Read more »](#)

INTERNATIONAL TRADE

International Business Machines Corporation

Johnson & Johnson

Kimberly-Clark Corporation

LegalZoom.com Inc.

Lockheed Martin

Microsoft Corporation

MillerCoors LLC

NASDAQ OMX Group Inc.

NBCUniversal Inc.

NVIDIA Corporation

National Consumer Law Center

Oracle Corp.

Ping An Insurance

PricewaterhouseCoopers

QUALCOMM Incorporated

SAIC Inc.

Snap Inc.

Tax Foundation

The Boeing Company

The DIRECTV Group, Inc.

The Land Trust Alliance Inc.

Time Warner Inc.

Toyota Motor Corporation

Turner Broadcasting System Inc.

Uber Technologies Inc.

Verizon Communications

Washington Metropolitan Area
Transit Authority

Washington Post Co.

Wayfair LLC

Whirlpool Corporation

Yale University

GOVERNMENT AGENCIES

Department of Commerce

European Union

Federal Bureau of Investigation

CIT Gives Early Blessing To Trump's 25% Steel Tariff

The U.S. Court of International Trade on Thursday indicated that the Trump administration was within its rights to impose a 25 percent tariff on imported steel for national security reasons, citing the broad wording of the Cold War-era statute that gave rise to the levy. [Read more »](#)

Trump Not Expected To Tackle NAFTA At Upcoming Summit

Despite President Donald Trump's recent threats to back out of the North American Free Trade Agreement, further talks on the newly controversial trade deal are unlikely to happen during an upcoming regional summit in Peru, senior administration officials said on Thursday. [Read more »](#)

TAX

Analysis

County's Use Of Gross Receipts Tax Sinks Its Cert Quest

The type of tax — a gross receipts tax — used by a Virginia county to levy tax on a duty-free shop at Dulles International Airport likely played a pivotal role in the U.S. Supreme Court's decision to pass up a case in which the county argued its tax applied even on the sales of duty-free goods to passengers traveling outside the United States, experts told [Law360](#). [Read more »](#)

NJ Panel Advances SALT Cap Workaround To Full Assembly

The New Jersey Assembly Appropriations Committee advanced a bill Thursday that would provide property tax credits to taxpayers making certain qualified charitable donations, an effort to counter the federal tax reform, which limits the federal state and local tax deduction to \$10,000. [Read more »](#)

Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Trade Commission
Financial Conduct Authority
Food and Drug Administration
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
National Oceanic and Atmospheric Administration
Navajo Nation
New Jersey Department of Environmental Protection
New Jersey Legislature
New York Attorney General's Office
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Securities and Exchange Commission
Solicitors Regulation Authority
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Postal Service
U.S. Supreme Court

NJ Gov. Sends Prepaid Property Tax Bill Back For Changes

New Jersey Gov. Phil Murphy issued a conditional veto Thursday and recommended changes to a bill that would allow taxpayers to make dedicated prepayments toward anticipated property taxes and allow homeowners to prepay any quarterly property tax installment before the issuance of the tax assessment. [Read more »](#)

IMMIGRATION

Groups Sue Over Trump Action On Immigrant Bond Hearings

The New York Civil Liberties Union and other organizations filed a class action in New York federal court Wednesday challenging the Trump administration's decision to stop providing bond hearings to certain immigrants held in mandatory detention for six months. [Read more »](#)

California Is Missing Piece In Trump's National Guard Plan

President Donald Trump needs the support of border governors to deploy the National Guard in combating unauthorized immigration, but California has yet to fall in with the other states, which have embraced the plan. [Read more »](#)

Dems Request Info On Adding Citizenship Question To Census

Democrats on the House Oversight and Government Reform Committee asked the Trump administration on Wednesday to turn over documents outlining how it reached its decision to add a citizenship question to the 2020 census. [Read more »](#)

NATIVE AMERICAN

Navajo Nation Sues DOI For Full 2018 Judicial Funding

The Navajo Nation sued the U.S. Department of the Interior on Thursday seeking the full \$17 million it requested for judiciary funding for 2018, saying the federal government's decision to only pay part of the sum flouted the Indian Self-Determination and Education Assistance Act. [Read more »](#)

TELECOMMUNICATIONS

Feature

Top 4 Groups Lobbying The FCC

During the month of March, conversation at the Federal Communications Commission continued to revolve around barriers to infrastructure deployment as industry groups urged the agency to exempt small cells from certain environmental and historic review processes. Here, Law360 looks at the top organizations lobbying the FCC in the past month. [Read more »](#)

Former FTC Chair Opposes Mass. Net Neutrality Bill

A former Federal Trade Commission chair under the Obama administration, who now co-chairs a lobby group funded by telecom giants, has testified against a state net neutrality bill to Massachusetts lawmakers, arguing it would be preempted and that a federal solution is needed [Read more »](#)

WHITE COLLAR

Judge Stands Firm On Sanctions In Hastert Whistleblower Suit

An Illinois federal judge on Thursday declined to reconsider sanctions he ordered against a whistleblower and his lawyers who filed a since-tossed qui tam suit against former U.S. House Speaker Dennis Hastert over alleged government fund misuse, saying the penalties are "harmonious with procedural and substantive requirements." [Read more = 2](#)

EXPERT ANALYSIS

How Florida Affirmed Fiduciaries' Lawyer-Client Privilege

The lawyer-client privilege is a cornerstone of the American legal system. But until recently, there was significant doubt in Florida as to whether communications between a lawyer and a fiduciary client could be kept confidential from a beneficiary seeking to compel the production of those communications, say Paul Marino and Jay Kauffman of Day Pitney LLP. [Read more »](#)

What To Expect From China's Antitrust Consolidation

China is concentrating all antitrust regulation and enforcement in one agency — one of the most significant changes since the Anti-Monopoly Law came into force 10 years ago. The consolidation has the potential for both positive and negative implications, say attorneys with White & Case LLP. [Read more »](#)

Why High Court Ruling Matters For Compact Clause Entities

The U.S. Supreme Court recently held that the United States could maintain a suit to enforce terms of an interstate compact — even where it was not a signatory of the compact. This decision offers clues about how the high court might deal with issues of compact construction that have gone unresolved for some time, says Matthew Tripolitsiotis of Boies Schiller Flexner LLP. [Read more »](#)

LEGAL INDUSTRY

Feature

Why Selling Products May Be The Future For Law Firms

Many law firms that simply offer legal services may be missing out on the opportunity to grow larger faster, and bring in more revenue with less manpower, by failing to turn

at least some of their expertise and knowledge into products. [Read more »](#)

Law360's Weekly Verdict: Legal Lions & Lambs

Gibson Dunn & Crutcher LLP snagged this week's top legal lions spot after it helped secure the reversal of a \$35 million malpractice verdict against Holland & Knight LLP, while Kirkland & Ellis LLP ended up a legal lamb after a jury slammed client Johnson & Johnson with \$37 million in damages over claims its talcum powder contained asbestos. [Read more »](#)

UK Regulator Threatens Action Over Lawyers' PPI Fees

The regulator for solicitors in England and Wales issued a second warning to the legal industry on Thursday over the fees firms charge for payment protection insurance claims, cautioning that it might take action if it thought solicitors were acting unfairly. [Read more »](#)

TM Co. Wants Sanctions Over Witness Tampering Claims

The law firm behind a series of lawsuits against online trademark registration services was hit with a bid for sanctions Wednesday after using a job candidate's interview statements in a complaint and then accusing the candidate's mentor of witness tampering, according to a motion filed in California federal court. [Read more »](#)

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From: Public Policy Law360
Sent: Monday, April 9, 2018 5:06 AM
To: Rep48
Subject: Potential Trade War Could Outweigh Fed. Tax Law Benefits



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Monday, April 9, 2018



TOP NEWS

Potential Trade War Could Outweigh Fed. Tax Law Benefits

A tariff war that could raise a threat to international commerce between the U.S. and China could also negate many of the effects of the federal tax overhaul. Read more »

Analysis

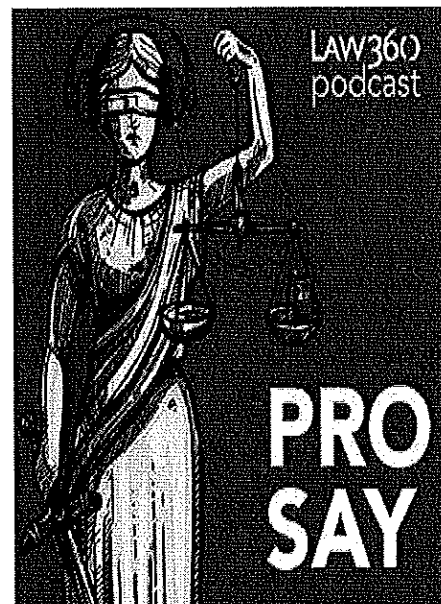
3 Telecom Issues To Watch In The AT&T-Time Warner Trial

The U.S. Department of Justice is taking AT&T to court over its proposed buy of Time Warner Inc., and the trial so far is raising interesting questions about the roles of internet service providers, TV programmers and traditional distributors in an ever-expanding media universe. Read more »

Analysis

GAO Bid Protest Overhaul Brings Welcome Changes

A new U.S. Government Accountability Office rule marks a significant change to the GAO's



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LAW FIRMS

Arnold & Porter

Barnes & Thornburg

Beeson Tayer

bid protest system, and those tweaks provide important clarifications and quality-of-life improvements for most protest participants and practitioners, attorneys say. [Read more »](#)

Ariz. Senate Passes Bill To Kill 'Chevron Deference'

The Arizona Senate passed a bill Thursday eliminating "Chevron deference," a legal doctrine that gives state regulatory agencies a crucial advantage in legal fights with businesses, Indian tribes and other regulated entities, in a move that could lead to similar legislation in other states and the federal government. [Read more »](#)

Massachusetts Ban On Assault Weapons Upheld

A Massachusetts federal judge late Thursday evening upheld the state's longtime ban on AR-15 rifles, saying Massachusetts Attorney General Maura Healey did not overstep her authority by extending the ban to so-called "copycat" weapons, a move that had led gun rights' advocates to cry foul and say she created thousands of felons overnight. [Read more »](#)

ENERGY & ENVIRONMENTAL

Trump Aims To Simplify Offshore Wind Regs, DOI Sec. Says

U.S. Department of Interior Secretary Ryan Zinke told global leaders in the offshore wind sector on Friday that the Trump administration aims to simplify the industry's regulatory process, given its key role in building the nation's renewable energy portfolio and independence. [Read more »](#)

MEDIA & ENTERTAINMENT

DOJ, Free Speech Groups Want Harvard Bias Suit Public

The Trump administration joined a group of First Amendment and free press advocates

Bracewell
Bradley Arant
Bryan Cave
Burns & Levinson
Burr & Forman
Campbell Campbell Edwards
Cleary Gottlieb
Colson Hicks
Consovoy McCarthy
Covington & Burling
DLA Piper
Drinker Biddle
Franczek Radelet
Gibson Dunn
Hogan Lovells
Holland & Knight
Hunton & Williams
Jackson Lewis
Jones Walker
Katten Muchin
Kean Miller
Kellogg Hansen
Kirkland & Ellis
Koprin Law
Latham & Watkins
Lerman Senter
Littler Mendelson
Marashlian & Donahue
Mayer Brown
McDermott Will
McManimon Scotland
Morgan Lewis
Nelson Mullins
Nixon Peabody
Nutter McClennen
Preti Flaherty
Quinn Emanuel
Reed Smith

who asked a Massachusetts federal judge on Friday to keep summary judgment filings public in a long-running suit against Harvard University by an anti-affirmative action group claiming the Ivy League school discriminates against Asian-American applicants. Read more »

Facebook Backs Political Ad Bill, Will Verify 'Issue' Ads

Facebook said for the first time on Friday that it supports a proposed law that would require social media companies to disclose the origin of political ads on their platforms. The company also announced new verification rules for buyers of so-called issue ads, which American authorities say helped sow discord in the 2016 U.S. elections. Read more »

TRANSPORTATION & INFRASTRUCTURE

Trump Taps NHTSA No. 2 To Head Auto Safety Regulator

President Donald Trump said late Thursday that he plans to nominate Heidi R. King as administrator of the National Highway Traffic Safety Administration, the agency that enforces passenger vehicle safety standards and whose core mission is keeping people safe on America's roadways. Read more »

REAL ESTATE

NJ Appeals Panel Denies Revival Of Redevelopment Challenge

The New Jersey Superior Court Appellate Division refused on Friday to revive a business' challenge of a redevelopment project in Orange, saying no evidence was provided that the developer and the city's elected officials ran afoul of state law when they entered into a redevelopment agreement. Read more »

EMPLOYMENT

Schnader Harrison
Seyfarth Shaw
Sidley Austin
Skadden
Sterne Kessler
Taft Stettinius
Willenken Wilson
WilmerHale
Wimberly Lawson
Zetlin & De Chiara

COMPANIES

21st Century Fox Inc.
A.P. Moller-Maersk
AT&T Inc.
Accenture plc
Akima LLC
American Bar Association
American Federation of Labor and Congress of Industrial Organizations
American Immigration Lawyers Association
Appriss Inc.
Association of Corporate Counsel
BlackBerry Ltd.
Bloomberg
Bristol-Myers Squibb Company
Buffalo Wild Wings Inc.
Cable News Network Inc.
CenturyLink Inc.
Chevron Corporation
Comcast Corporation
DNV GL Group AS
Deepwater Wind
Entergy Corporation
Equifax Inc.
Facebook
Florida Bar Association

Browning-Ferris Joint Employer Fight Lands Back At DC Circ.

A split D.C. Circuit panel decided Friday that waste management company Browning-Ferris' appeal of the Obama-era expansion of the National Labor Relations Board's joint employer standard is back on, saying "extraordinary circumstances" trumped a previous order that kicked the case back to the NLRB. [Read more »](#)

NLRB's Counsel Faces Off With Board Over Hy-Brand Ruling

National Labor Relations Board General Counsel Peter Robb chastised three board members Thursday for excluding member Bill Emanuel from a decision vacating a landmark joint employer ruling over his purported conflicts, calling the action "unprecedented" and saying the member should have been allowed to decide for himself whether to recuse. [Read more »](#)

Proposal To Eliminate Chevron Deference In Fla. Advances

A proposal to eliminate the default deference to Florida administrative agencies' interpretations of statutes needs just one more vote from the Constitution Revision Commission before reaching the ballot as a proposed amendment to the state constitution in November. [Read more »](#)

Feature

Employment Roundup: 7 Things You May Have Missed

A former Ford worker who claimed he was harassed over his Arab background won nearly \$17 million, a woman sued her former employer after she was fired when images of her making an obscene gesture at President Donald Trump's motorcade went viral, and the NAACP Legal Defense and Educational Fund asked the U.S. Supreme Court to review an Eleventh Circuit ruling that said it's not race discrimination to deny jobs to workers who wear dreadlocks. Here, Law360 looks at these

Ford Motor Company
GateHouse Media Inc.
Gazprom
Google Inc.
Home Box Office Inc.
Hulu LLC
Instagram Inc.
International Brotherhood of Teamsters
Johnson & Johnson
Lambda Legal Defense & Educational Fund
Major Lindsey & Africa
Medical Action Industries Inc.
Miramax Film Corp.
NAACP Legal Defense and Educational Fund Inc.
NBCUniversal Inc.
National Rifle Association of America
National Rural Electric Cooperative Association
National Women's Law Center
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Northrop Grumman Corporation
Oracle Corp.
Pfizer Inc.
Rite Aid Corporation
Riverkeeper Inc.
SLM Corporation
Siemens AG
Stout Risius Ross LLC
Takata Corp.
The DIRECTV Group, Inc.
The Walt Disney Co.
Time Warner Inc.

and other recent employment law-related developments attorneys may have missed. [Read more »](#)

INTERNATIONAL TRADE

White House Sanctions Russian Billionaires, Putin Officials

President Donald Trump's administration has imposed new sanctions on dozens of Russian officials and entities, the White House announced Friday, saying the move is a response to Russia's actions in Ukraine and Syria and interference in the 2016 presidential election. [Read more »](#)

China Not Backing Down After Latest US Tariff Threat

In the wake of President Donald Trump's latest threat to impose yet another round of hefty tariffs on Chinese goods to counter the nation's intellectual property regime, Beijing dug in its heels on Friday by saying it will immediately retaliate yet again if the U.S. proposes new levies. [Read more »](#)

Texas Gov. Says US Needs Investor Protections In NAFTA

Texas' governor has urged the country's trade representative to preserve two provisions in the North American Free Trade Agreement deemed critical to the state and nation's economic health, including a rule giving investors the right to raise business disputes with governments that's fallen in the crosshairs of the Trump administration. [Read more »](#)

TAX

House Chair Defends Tax Law Amid March Jobs Figures

Chairman of the House Ways and Means Committee Kevin Brady, R-Texas, defended the new federal tax law on Friday after the March jobs report, released by the Bureau of

Twitter Inc.
U.S. Chamber of Commerce
United Parcel Service Inc.
United States Telecom Association
Yahoo! Inc.
YouTube Inc.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Labor Statistics
Bureau of Ocean Energy Management
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
NAFTA
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
New Jersey Legislature
Office of the U.S. Trade Representative
Securities and Exchange Commission
U.S. Census Bureau

Labor Statistics, failed to meet expectations.
[Read more »](#)

CPA Group Calls For Practitioner Services Unit At IRS

The American Institute of Certified Public Accountants told lawmakers on the House Ways and Means Committee on Friday that it would like to see a practitioner services division created at the Internal Revenue Service, with a focus on taxpayer services, as part of the committee's IRS overhaul bill.
[Read more »](#)

IMMIGRATION

Trump Signs Memorandum To End 'Catch And Release' Policy

U.S. President Donald Trump signed a memorandum Friday announcing an intent to end the so-called "catch and release" policy that allows immigrants detained at the border for not having proper credentials to go free while awaiting their status hearings. [Read more »](#)

Sessions Orders US Attorneys To Prosecute Border Crossers

U.S. Attorney General Jeff Sessions announced on Friday that he had notified all U.S. attorney's offices in border states of a new zero-tolerance policy for noncitizens who enter the U.S. without authorization. [Read more »](#)

ICE, DHS Must Fix Immigrant Detention System, Groups Warn

Several advocacy groups joined together in a letter Thursday to the U.S. Department of Homeland Security, requesting that it take responsibility for U.S. Immigration and Customs Enforcement's alleged ongoing mismanagement of the immigrant detention system and comply with new limitations on agency spending. [Read more »](#)

U.S. Customs and Border Protection

U.S. Department of Agriculture

U.S. Department of Energy

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Environmental Protection Agency

U.S. House Committee on Energy and Commerce

U.S. Immigration and Customs Enforcement

U.S. Office of Government Ethics

U.S. Senate

U.S. Supreme Court

TELECOMMUNICATIONS

FCC's Lifeline Reforms Can Stay In Place, DC Circ. Says

The Federal Communications Commission can keep in place Lifeline program requirements that the telecom industry provide phone and internet service to rural and low-income customers, despite cutting subsidies for the program, a D.C. Circuit panel said on Friday. [Read more »](#)

FCC Releases Delayed Final Order Covering Tribal Broadband

The Federal Communications Commission increased the amount of funds that many operators on tribal lands can recover from the Universal Service Fund in an order released Thursday that several commissioners called a compromise. [Read more »](#)

EXPERT ANALYSIS

Should We Trust The Fiduciary Rule Is Gone?

The U.S. Department of Labor's fiduciary rule has been challenged in court by various organizations on grounds that the agency exceeded its authority in promulgating it. Those challenges culminated in a recent decision by the Fifth Circuit to vacate the rule in *U.S. Chamber of Commerce v. DOL*, say Robert Stone and Shannon Smith of Katten Muchin Rosenman LLP. [Read more »](#)

Senate Regulatory Relief Bill Would Benefit Community Banks

The Dodd-Frank rollback bill recently passed by the Senate is not as sweeping as the House's Financial Choice Act, but for community bankers, there are a number of provisions to like, says Joan Guilfoyle of Jones Walker LLP. [Read more »](#)

Trans-Pacific Partnership Lost Important IP Provisions

Following U.S. withdrawal, the Trans-Pacific Partnership suspended 22 provisions, the majority of which relate to the negotiated intellectual property rights. Many of these provisions would have benefited pharmaceutical and biotechnology companies, say Jeremiah Frueauf and Matthew Smith of Sterne Kessler Goldstein & Fox PLLC. [Read more »](#)

Opinion

Congress' Fix To Tribal Sovereign Immunity Misses The Point

Congress recently introduced a bill to strip Native American tribes of sovereign immunity on issues relating to patents, but this proposed law only delays resolution of the confusion over a real problem on new attacks on pharmaceutical patents, says Anthony Caso, director of the Claremont Institute's Constitutional Jurisprudence Clinic at Chapman University Fowler School of Law. [Read more »](#)

Tax Reform, Hollywood And The Gray Lady: What's News Now

While the media has been reporting on tax reform, tax reform will impact the media industry itself. Reform's effects are numerous, from a reduction in tax rates and new deductions to the loss of important deductions and new international regimes that have kept tax experts waiting in anticipation of further guidance, say attorneys Michele Alexander and Ryan Davis of Bracewell LLP. [Read more »](#)

LEGAL INDUSTRY

Analysis

ABA To Cut Staff And Restructure Amid Membership Slump

Layoffs have hit the American Bar Association following years of declining membership rates, with approximately 4 percent of its workforce expected to get a pink slip or accept a voluntary buyout by mid-April as major

organizational changes are implemented.
[Read more »](#)

Legal Industry Caps Off Sluggish Q1 With Small Jobs Gain

Despite a gain of 400 jobs in March, the legal services sector has struggled to pick back up after job losses recorded at the beginning of the year, finishing the first quarter with more than 1,000 fewer jobs than at the end of 2017, according to a report on Friday by the Bureau of Labor Statistics. [Read more »](#)

Feature

The 5 Traits CLOs Will Seek In Their Next In-House Hires

Leaders of corporate legal departments looking to select their next in-house attorneys, either to replace outgoing lawyers or expand their staffs, are prioritizing certain professional skills above others. Here, experts shared the characteristics that could boost lawyers' resumes when applying for in-house roles this year. [Read more »](#)

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

An analysis found that women earn less than men in nearly every occupation across all wage levels, Facebook now estimates the data of roughly 87 million users — not the previously believed 50 million — was improperly shared with Cambridge Analytica, and a survey revealed that general counsels would prefer to bring additional talent in-house rather than rely on outside counsel. These are some of the stories in corporate legal news you may have missed in the past week. [Read more](#)
= 2

Podcast

Law360's Pro Say: Should College Athletes Be Paid?

On the latest episode of Law360's Pro Say podcast, we discuss a major case headed to trial over whether college athletes should be

paid; a U.S. Supreme Court ruling on overtime pay; a judge saying courts improperly used the fees from PACER; and an Iowa man who was threatened with lawsuits when he said his town smelled like "rancid dog food." [Read more »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. [Read more »](#)

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From: Public Policy Law360
Sent: Wednesday, April 11, 2018 4:01 AM
To: Rep48
Subject: Trump Nominates Judges For 3rd, 11th Circuits



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Wednesday, April 11, 2018

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TOP NEWS

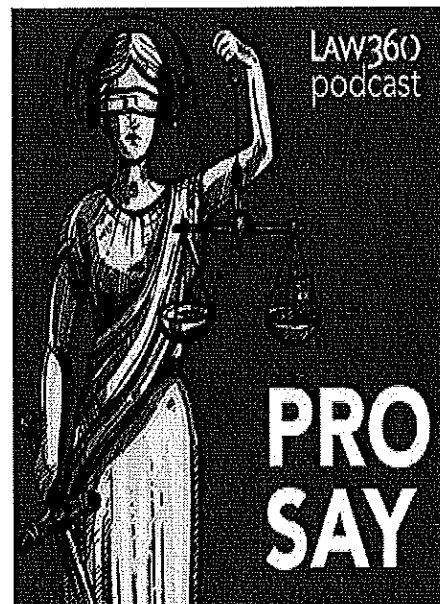
Trump Nominates Judges For 3rd, 11th Circuits

President Donald Trump announced his latest wave of judicial nominees Tuesday, choosing a lawyer with Buchanan Ingersoll & Rooney PC for the Third Circuit, a Georgia Supreme Court judge for the 11th Circuit and a partner at Covington & Burling LLP to the U.S. Tax Court. [Read more »](#)

Ex-Christie Atty Called Back To 3rd Circ. Roots

The career of onetime Third Circuit judicial clerk Paul B. Matey, who has since made his mark on New Jersey's legal scene as former Gov. Chris Christie's counsel and a hospital executive, is coming full circle with his nomination to the federal appellate bench Tuesday. [Read more »](#)

Senate Confirms Frost Brown Partner For Ky. Judgeship



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LAW FIRMS

Alston & Bird

Arnold & Porter

Babst Calland

The Senate confirmed President Donald Trump's nominee for a dual post to two Kentucky judicial districts on Tuesday, marking the 29th judge to be confirmed since the start of his presidency. [Read more »](#)

Analysis

Gray Area In 9th Circ. Pay Ruling Has Some Experts Puzzled

The Ninth Circuit's decision Monday that employers cannot use workers' salary histories to excuse paying women less than men sent a clear signal that businesses with pay gaps between the sexes may be inviting legal jeopardy, but the blockbuster ruling included a seeming contradiction that left experts scratching their heads. [Read more »](#)

Analysis

Withholding Rules For Foreign Partnership Sales Still Hazy

The Internal Revenue Service's recent interim guidance on the new tax law's requirement to withhold tax on foreign partnership transfers is largely prospective and is raising questions about whether and how to withhold in transactions that have already taken place this year. [Read more »](#)

Analysis

What The DOJ's Latest Case Says About No-Poach Policy

The U.S. Department of Justice announced a settlement in early April with a pair of rail equipment companies accused of agreeing not to hire away each other's employees, but the case was brought as a civil matter despite warnings from agency leadership that no-poach agreements could be prosecuted criminally. Here, Law360 looks at what to make of the latest antitrust employment case and what it says about the agency's policy. [Read more »](#)

Sens. Back Privacy Legislation As Facebook CEO Faces Fire

Baker Donelson
Browne George
Buchanan Ingersoll
Burns & Levinson
Caplin & Drysdale
Casillas Santiago
Clark Hill
Clifford Chance
Consovoy McCarthy
Cooley
Covington & Burling
Cravath Swaine
DLA Piper
Davis & Gilbert
Debevoise & Plimpton
Dentons
Fenwick & West
Ferraiuolo LLC
Fisher Phillips
Frost Brown Todd
Gibson Dunn
Gilbert LLP
Hanson Bridgett
Husch Blackwell
Jenner & Block
Jones Day
Joseph Greenwald
Kellogg Hansen
Kelly Hart
Kirkland & Ellis
Klee Tuchin
Korein Tillery
Kostelanetz & Fink
Kramer Levin
Mayer Brown
Milbank Tweed
Modrall Sperling
Morris Polich

Calls to enact legislation that would require companies such as Facebook to give consumers more control over their data appeared to win support from senators on both sides of the aisle as they grilled CEO Mark Zuckerberg Tuesday over his company's ties with political consulting firm Cambridge Analytica — although several Republicans cautioned against rushing into regulation. [Read more »](#)

BANKING & SECURITIES

Fed Eyes Changes To Capital Rules For Large Banks

The Federal Reserve Board said Tuesday that it's considering simplifying its capital rules for big banks, rolling out a set of proposed changes that could yield higher required levels of capital for some of the biggest banks while lowering them for others. [Read more »](#)

ENERGY & ENVIRONMENTAL

EPA Lets ND Manage Own Carbon Sequestration Program

The U.S. Environmental Protection Agency on Tuesday made North Dakota the first state in the nation with the power to implement and enforce its own carbon sequestration well control program everywhere in the state except on Native American lands. [Read more »](#)

Calif. AG Sues EPA Over Air Polluter Policy Change

The California attorney general filed a lawsuit against the U.S. Environmental Protection Agency on Monday asking the D.C. Circuit to block the agency's recent rescission of a 1995 policy that said any facility considered to be a "major" polluter under the Clean Air Act could never be recategorized as a less prolific polluter. [Read more »](#)

Proposal For Miami Wastewater To Cool Nuke Plant Advances

Morrison & Foerster

O'Melveny & Myers

Ogletree Deakins

Parsons Behle

Paul Hastings

Paul Weiss

Pearson Simon

Proskauer Rose

Quinn Emanuel

Reed Armstrong

Robbins Russell

Ropes & Gray

Sedgwick LLP

Shearman & Sterling

Simpson Thacher

Skadden

Strasburger & Price

Susman Godfrey

Weil Gotshal

Willkie Farr

WilmerHale

Winston & Strawn

COMPANIES

AT&T Inc.

Altice SA

American Bar Association

Apple Inc.

Bayer AG

Breckenridge Pharmaceutical Inc.

Broadcom Ltd.

Brooklyn Defender Services

Cable One Inc.

California Medical Association

Cara Operations Ltd.

Christie's International PLC

Comcast Corporation

Consilio LLC

Denny's Corporation

The Miami-Dade County Commission on Tuesday greenlighted preliminary work on development of a project that would provide treated county wastewater for use in cooling canals at Florida Power & Light Co.'s Turkey Point nuclear power plant, a plan touted as having huge potential mutual benefits. [Read more »](#)

Gas Co., Pa. Township Settle Fracking Waste Ban Dispute

Pennsylvania General Energy Co. LLC has settled claims against a Pennsylvania township fighting a proposed hydraulic-fracturing project, with both sides agreeing that PGE's partial win against the municipality's fracking waste ban could later be appealed. [Read more »](#)

HEALTH & LIFE SCIENCES

Drugmakers Assail FDA For Nixing Generic Laxative Approval

Two drugmakers are attacking the U.S. Food and Drug Administration for rescinding approvals of generic versions of a Bayer AG laxative, warning of higher costs and "serious medical ramifications" for patients. [Read more »](#)

Calif. Price-Setting Bill Aims To Cap Health Care Costs

A California bill unveiled on Monday seeks to create a state commission that would cap soaring health care costs by setting prices for hospital stays, doctor's visits and other commercially insured medical services, but physicians groups have already raised concerns over government intrusion in the market. [Read more »](#)

MEDIA & ENTERTAINMENT

Calif. Royalty Act Doesn't Defy Fed. Law, Artists Tell 9th Circ.

Chuck Close and other artists urged the Ninth Circuit during oral arguments Tuesday to

ERM Group Inc.
Environmental Defense Fund Inc.
Facebook
Faiveley Transport SA
Florida East Coast Industries LLC
Florida Power & Light Co.
Fosun International Ltd.
GAZ Group
Gallup Inc.
Google Inc.
International Business Machines Corporation
Ironshore Inc.
Kansas City Royals
Knorr-Bremse AG
LexisNexis Group
Los Angeles Dodgers
Major League Baseball Inc.
Merck & Co Inc.
Mobilitie LLC
MoneyGram International, Inc.
NBCUniversal Inc.
National Immigration Law Center
National Retail Federation Inc.
Natural Resources Defense Council
Navient Corp.
Nexgen Pharma Inc.
NextEra Energy Inc.
Oklahoma Independent Petroleum Association
Pew Charitable Trusts
QUALCOMM Incorporated
Reed Elsevier
SLM Corporation
Service Employees International Union
Sierra Club
Sotheby's

revive their putative class actions seeking art sale royalties from Christie's, Sotheby's and eBay, saying a California law mandating royalty payments to artists isn't preempted by the federal Copyright Act. [Read more »](#)

REAL ESTATE

Process To Pick New Miami Court Plan Remains Unresolved

Lawyers and judges turned out in large numbers Tuesday to press Miami-Dade County commissioners to move swiftly to approve construction of a new civil courthouse, but despite general support, the board made questionable progress at clarifying and advancing the process. [Read more »](#)

EMPLOYMENT

EEOC GC Nominee Defers To Agency On LGBT Bias Theory

Responding to pointed questions from the Senate's labor committee on whether Title VII bars employers from discriminating against LGBT workers, U.S. Equal Employment Opportunity Commission general counsel nominee Sharon Fast Gustafson said during her confirmation hearing Tuesday that she would defend the commission's position regardless of what it may be. [Read more »](#)

Miami Beach Official Sues Fla. Over Resign-To-Run Law

A Miami Beach commissioner filed suit Tuesday challenging a recently signed Florida law that requires her to resign her current post in order to continue her campaign for Congress. [Read more »](#)

New Law Won't Affect Wage Suit, Minor Leaguers Tell 9th Circ.

A group of minor league players told the Ninth Circuit on Monday that a brand-new federal wage law exemption is not retroactive and

Sovos Compliance LLC
Sprint Nextel Corporation
Tax Foundation
The DIRECTV Group, Inc.
Turner Broadcasting System Inc.
Twitter Inc.
UnitedLex Corp.
VTB Bank
Verizon Communications
Wabtec Corporate
Wal-Mart Stores Inc.
Wayfair LLC
eBay Inc.

GOVERNMENT AGENCIES

Arizona Supreme Court
Bureau of Citizenship and Immigration Services
California Air Resources Board
Committee on Foreign Investment in the United States
Congressional Budget Office
Department of Commerce
Equal Employment Opportunity Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Florida State Senate
Food and Drug Administration
Georgia Supreme Court
Internal Revenue Service
International Trade Administration
Muscogee Creek Nation
Nuclear Regulatory Commission
Office of Foreign Assets Control
Port of Los Angeles

would not impact an already-granted collective certification in a wage suit. [Read more »](#)

COMPETITION

Pay-TV 'Sticks Together,' DOJ Says In AT&T-Time Warner Row

The U.S. Department of Justice recalled AT&T's chief content officer to the stand Tuesday in D.C. federal court to confront him with another damaging communication against the AT&T-Time Warner merger, this time in which he discussed pay-TV distributors banding together against a content provider. [Read more »](#)

CYBERSECURITY & PRIVACY

Analysis

CFIUS Casts Wider Net, With Eye On Consumer Data Access

Amid an environment increasingly hostile to foreign involvement in the U.S. economy, the Committee on Foreign Investment in the United States has been broadening its view of what constitutes a national security concern severe enough to block a deal, paying special attention to Chinese acquirers and access to consumer data. [Read more »](#)

Harvard Can File Admissions Info Under Seal, Judge Rules

A Massachusetts federal judge said Tuesday she won't deviate from common court practices to prematurely unseal details about Harvard University's admissions process in a discrimination suit concerning Asian-American applicants that the U.S. Department of Justice wanted to see while it considers taking a stance in the dispute. [Read more »](#)

INTERNATIONAL TRADE

Analysis

Int'l Tariffs Pose Threat To Local Economies, Jobs, Taxes

South Florida Water Management District

State Intellectual Property Office of the PRC

U.S. Department of Education

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of State

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. House Committee on Energy and Commerce

U.S. Immigration and Customs Enforcement

U.S. Senate

U.S. Supreme Court

World Trade Organization

A growing trade dispute between the U.S. and China that has seen an escalation in tariffs being levied by both countries will have a major impact on state and local economies, jobs and taxes, experts say, particularly on places that rely heavily on international trade. [Read more »](#)

Chinese President Vows Reforms To Ease Trade Tensions

Chinese President Xi Jinping on Tuesday promised a "new phase of opening up" Beijing's economy, announcing a series of reforms that will allow for greater foreign investment in the auto and banking sectors and an improvement to the nation's controversial intellectual property regime. [Read more »](#)

TAX

Analysis

In High Court Online Tax Case, Handicappers See Win For SD

The U.S. Supreme Court is likely to hand South Dakota a victory in the state's quest to compel remote retailers to collect and remit use tax, a ruling that would upend decades of practice in state taxation, experts say. [Read more »](#)

Analysis

IRS Could Replace Offshore Voluntary Disclosure Program

With the IRS Offshore Voluntary Disclosure Program coming to a close in September, willful violators who do not use the program could face penalties of at least \$100,000 or up to half of their foreign accounts for certain misconduct, but it is possible the agency may create a replacement program in the future. [Read more »](#)

IRS Overhaul Bills Make Greater Cybersecurity A Focus

Lawmakers pushed for greater cybersecurity at the Internal Revenue Service on Tuesday as part of a series of bills, introduced in the House of Representatives, that are intended to reconfigure the agency. [Read more »](#)

Treasury Finalizes Rule For IRS Contracting Officers

The U.S. Department of the Treasury finalized an interim rule on Tuesday aimed at setting up policies and procedures to help assist in the timely, successful and economical execution of the IRS' contract actions. [Read more »](#)

Average Deductions Exceed SALT Limit In 19 States: Report

Taxpayers' state and local tax deductions in 19 states and the District of Columbia on average exceeded the \$10,000 limit included in the recent tax legislation, a study from the Pew Charitable Trust released Monday found. [Read more »](#)

Ill. Gov. Calls For Balanced Budget Without New Taxes

Illinois Republican Gov. Bruce Rauner on Monday called for a meeting this week with state House and Senate leaders to outline his proposal for a balanced, full-year budget for 2019 that would not add any new taxes. [Read more »](#)

BANKRUPTCY

Bondholders Ratchet Up Puerto Rico Sales Tax Revenues Spat

Holders of Puerto Rico's general obligation bond debt waged a court fight Tuesday over the territory's sales tax revenues, telling a New York federal judge that the island's constitution overrides competing bondholder claims to more than \$17 billion in pledged sales tax collections. [Read more »](#)

IMMIGRATION

Travel Ban 3.0 Lifted For Chad, Remains For 6 Other Nations

President Donald Trump on Tuesday night lifted restrictions on travel for citizens of Chad, modifying an earlier executive order implementing the third version of his travel ban on nationals from seven nations. [Read more »](#)

Muslim Advocates Sue To Quash Trump's Terrorism Report

A California federal court should order that the Trump administration stop distributing an inflammatory and misleading report that overstates the connections between terrorism and practitioners of Islam, according to a complaint filed Tuesday by a Muslim advocacy group. [Read more »](#)

Ariz. High Court Bars Lower College Rates For DACA Holders

Arizona's highest court on Monday unanimously ruled that Deferred Action for Childhood Arrivals program recipients are not eligible for lower-priced, in-state tuition rates at the state's public colleges and universities. [Read more »](#)

DACA Recipient Sues Gov't Over Denial Of Spousal Visa

A Mexican immigrant protected under the Deferred Action for Childhood Arrivals program on Tuesday in California federal court accused the government of unlawfully denying his application for a spousal visa and banning him from the U.S., after he went to Mexico with his U.S. citizen husband for a visa interview. [Read more »](#)

Legal Aid Society Attorneys Protest ICE In NYC Courthouses

Legal Aid Society attorneys walked out of Queens Criminal Court in New York City on Tuesday to protest what they say is the continued presence of federal immigration officers in the city's courthouses, an action that followed the recent detentions of two foreign

defendants by immigration agents in the halls of justice. [Read more »](#)

NATIVE AMERICAN

Okla. Tribe Member Urges Justices Not To Redo Murder Case

A Muscogee Creek Nation member urged the U.S. Supreme Court on Monday to reject Oklahoma's challenge to a Tenth Circuit decision that tossed his state court murder conviction and death sentence because the killing in question took place within the tribe's reservation boundaries. [Read more »](#)

TELECOMMUNICATIONS

Sprint, Mobilitie Settle Tower Review Spats For \$11.6M

Sprint Corp. and telecommunications infrastructure company Mobilitie LLC agreed separately to pay a total of \$11.6 million to settle a pair of Federal Communications Commission investigations into whether the companies skipped past reviews required for wireless infrastructure projects. [Read more »](#)

FCC Issues Updates To Embattled Emergency Alert System

The FCC announced Tuesday that it's moving some of its emergency alert reporting processes online and clarifying what state-by-state emergency reports must contain, as the industry grapples with the aftermath of a false missile alert that was mistakenly blasted out to Hawaii residents in January. [Read more »](#)

Nebraska Official Joins FCC Broadband Deployment Panel

Federal Communications Commission Chairman Ajit Pai has named a Lincoln, Nebraska, municipal official to serve on the agency's Broadband Deployment Advisory Committee, following the departure of two big-city officials who said the committee's work

was heavily skewed toward industry priorities.
[Read more »](#)

EXPERT ANALYSIS

Case Against Calif. Sanctuary City Laws Faces Tough Fight

The Trump administration recently filed suit against California to overturn its so-called sanctuary city laws, alleging they interfere with and are preempted by federal immigration law. However, the case may face an uphill battle in the short term in the liberal Ninth Circuit, even with support from certain localities, says Matthew Kolodziej of Jia Law Group. [Read more »](#)

New Russian Oligarch Sanctions Will Require Prompt Action

Last week, the U.S. Treasury Department's Office of Foreign Assets Control added several Russian oligarchs, political officials and businesses under their control to its Specially Designated Nationals and Blocked Persons List. These sanctions will likely impose serious compliance challenges for both U.S. and non-U.S. persons doing business with Russia, say attorneys with Husch Blackwell LLP. [Read more »](#)

Federal Vs. State: The Fight To Regulate Student Loans

In the absence of federal action, states have generally enjoyed the home-field advantage when it comes to enforcement of student loans, but that could change, say Joseph Cioffi and James Serritella of Davis & Gilbert LLP. [Read more »](#)

LEGAL INDUSTRY

Firms Must Brace For AI Revolution, Legal Marketers Told

While the legal profession has trailed other fields in its adoption of artificial intelligence tools, that is certain to change within the next

few years and the implications for both legal departments and law firms will be profound, a panel of experts told legal marketers at a conference in New Orleans on Tuesday. [Read more »](#)

Clark Hill, Strasburger & Price Announce Merger

Detroit's Clark Hill, with its more than 450 attorneys and 17 offices, and Texas-based Strasburger & Price, which has nearly 200 attorneys across nine offices, will officially merge on Wednesday, the firms announced Tuesday. [Read more »](#)

Legal Tech Download: Walmart, O'Melveny And GE

The world of legal technology is quickly evolving, with new products coming to market in rapid succession. Here, Law360 takes a look at eight recent developments. [Read more »](#)

Calif. Justice Wants Court Sex Harass Deals To Name Names

California Chief Justice Tani Cantil-Sakauye said Tuesday she wants state courts to disclose the names of all judicial officers who enter settlements to resolve sexual harassment or sexual discrimination complaints, calling for an expedited change to court rules on public records. [Read more »](#)

Fed. Committee Backs Tougher Corporate Deposition Rule

The federal judiciary's Advisory Committee on Civil Rules on Tuesday approved rule changes designed to quell discovery disputes and time-wasting over depositions of corporate representatives. [Read more »](#)

Series

Dissolving Practice: How To Fix A Dysfunctional Law Firm

I am often asked, "When there are one or more partner departures, what can a firm do to prevent this from escalating to a catastrophic

level?" The short answer is "nothing." Law firms need to adopt culture-strengthening lifestyles to prevent defections from occurring in the first place, says Larry Richard of LawyerBrain LLC. [Read more »](#)

JOBS

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From: Public Policy Law360
Sent: Monday, April 16, 2018 4:44 AM
To: Rep48
Subject: Law360 Reveals 400 Largest US Firms



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Monday, April 16, 2018



LAW360 400

Law360 Reveals 400 Largest US Firms

The annual Law360 400 ranks the largest U.S.-based law firms and vereins with a U.S. component by domestic attorney headcount. [Read more »](#)

Megafirms Find New Heights In Grounded Market

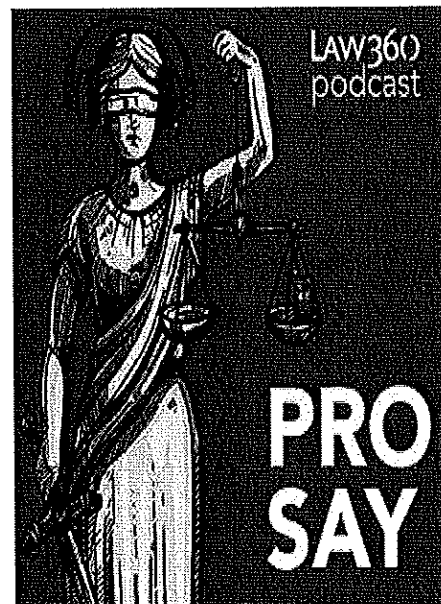
The biggest of BigLaw are widening the gap between themselves and their rivals, as firms of all sizes grapple with fluctuating demand and seek out their place in the legal landscape. [Read more »](#)

How 5 Firms Grew Without Merging

These firms saw double-digit growth in 2017 — one hire at a time. Here, their leaders tell Law360 of their varied approaches to attracting top talent. [Read more »](#)

TOP NEWS

[Analysis](#)



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LAW FIRMS

[Akerman](#)

[Akin Gump](#)

[Archer & Greiner](#)

The DOJ's Case Against AT&T-Time Warner By The Numbers

Like its chief expert witness who testified Wednesday, the U.S. Department of Justice has built its antitrust challenge to AT&T's \$85 billion quest for Time Warner around numbers, culminating in hundreds of millions of dollars in alleged consumer television subscription price increases the government says the merger will create. [Read more »](#)

Analysis

Fed Raids On Trump Atty A Privilege Screen 'Nightmare'

Michael Cohen's many roles for President Donald Trump — lawyer, dogged cable news advocate, campaign supporter and all-around "fixer" — represent a snarl of knotty privilege issues for federal prosecutors set to sift through computer files and documents seized by agents in raids on his Manhattan office and home, experts say. [Read more »](#)

How They Won It

Witness Testimony Powered Win Against Ex-Bolivian Prez

To win their case against a former Bolivian president and military minister for civilian deaths during 2003 protests, attorneys from Akin Gump Strauss Hauer & Feld LLP, Harvard Law School, the Center for Constitutional Rights and Akerman LLP had to give Florida jurors a crash course in Bolivian history and culture, a move that paid off when the jury this month returned a \$10 million verdict for the families of eight victims. [Read more »](#)

Feature

Experts Bet On High Court's Blessing For Sports Wagering

A panel of sports law experts appearing at a symposium at Villanova University on Friday expressed optimism that the U.S. Supreme Court would clear the way for legalized sports betting as it weighs an appeal over New

Archer Norris
Arnold & Porter
Baker Botts
Ballard Spahr
Becker & Poliakoff
Blank Rome
Boies Schiller
Bookoff McAndrews
Brinks Gilson & Lione
Buchalter PC
Buchanan Ingersoll
California Power Law Group
Cantor Colburn
Carothers DiSante
Clayman & Rosenberg
Cleary Gottlieb
Conner & Winters
Constangy Brooks
Cooley
Covington & Burling
Cozen O'Connor
Cravath Swaine
DLA Piper
Dickinson Wright
Dorsey & Whitney
Downey Brand
Earthjustice
Fasken Martineau
Finnegan
Fish & Richardson
Fisher Phillips
Fitch Even
Fitzpatrick Cella
Foley & Lardner
FordHarrison
Freeborn & Peters
Fross Zelnick
Gallet Dreyer

Jersey's efforts to strike down the state's ban on the activity. [Read more »](#)

Rosenstein, DOJ's No. 2, To Present Supreme Court Argument

In addition to flying around the country giving speeches, shaping U.S. Department of Justice policy, and managing the special counsel's investigation into the 2016 presidential election, Deputy Attorney General Rod Rosenstein has added another job to his plate: arguing before the U.S. Supreme Court, the court confirmed Friday. [Read more »](#)

SEC In-House Judges' Powers Unconstitutional, Justices Told

A former investment adviser whose challenge of sanctions imposed by a U.S. Securities and Exchange Commission administrative law judge is now before the U.S. Supreme Court argued in a brief filed Friday that his rights were violated because the judge who heard his case wasn't constitutionally authorized to wield such power. [Read more »](#)

BANKING & SECURITIES

Volcker Rule Changes Pass In House

The U.S. House of Representatives on Friday approved changes to the Volcker Rule, including consolidating rulemaking under the Federal Reserve and exempting banks with less than \$10 billion in assets from compliance, adding to a list of potential changes in an anticipated package altering the Dodd-Frank Act. [Read more »](#)

ENERGY & ENVIRONMENTAL

Analysis

Trump's Whipsaw TPP Reversal Easier Said Than Done

President Donald Trump has directed his top advisers to consider rejoining the Trans-Pacific Partnership, a deal he previously called a "continuing rape" of the U.S. economy as he

Gibson Dunn
Gilchrist & Rutter
Goodwin
Greenberg Glusker
Greenberg Traurig
Grunfeld Desiderio
Harness Dickey
Harrity & Harrity
Holland & Hart
Holland & Knight
Hunton Andrews Kurth
Jenner & Block
Jones Day
K&L Gates
Katz Marshall
Kirkland & Ellis
Knobbe Martens
Latham & Watkins
Lathrop Gage
Laura Devine Solicitors
LeClairRyan
Littler Mendelson
Locke Lord
Marshall Gerstein
Mayer Brown
McAfee & Taft
McDermott Will
McDonnell Boehnen
McGuireWoods
Merchant & Gould
Miller Egan
Morgan Lewis
Morrison & Foerster
Norton Rose Fulbright
O'Melveny & Myers
Ogletree Deakins
Patterson Belknap
Paul Weiss

abandoned it last year, but the move is fraught with legal, procedural and political hurdles that may prevent him from reversing course. Read more »

9th Circ. Won't Delay Maui Groundwater Mandate

The Ninth Circuit on Thursday rebuffed a bid by Hawaii's Maui County to freeze the effect of a recent ruling that made wastewater injections whose pollution reaches navigable U.S. waters via groundwater subject to Clean Water Act permitting requirements, while the county pursues a U.S. Supreme Court appeal. Read more »

HEALTH & LIFE SCIENCES

4th Circ. Finds Md. Drug Pricing Law Unconstitutional

A split Fourth Circuit has deemed unconstitutional a Maryland law allowing the state attorney general to go after generic-drug makers for price gouging, with the majority holding in a Friday published decision that the act impermissibly regulates the price of transactions taking place outside the state. Read more »

FDA Bans Bulk Sale Of Concentrated Caffeine Supplements

The U.S. Food and Drug Administration on Friday banned the bulk sale of dietary supplements that contain highly concentrated or pure caffeine directly to consumers, saying the products pose a public health risk. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Leaders Introduce 5-Year FAA Reauthorization Bill

The U.S. House Transportation and Infrastructure Committee unveiled a new five-year reauthorization of the FAA on Friday that

Porter Wright
Quinn Emanuel
Robbins Russell
Ropes & Gray
Sacks Weston Diamond
Sanford Heisler
Saul Ewing
Schiff Hardin
Schnader Harrison
Schwegman Lundberg
Sedgwick LLP
Seed IP Law Group
Sidley Austin
Skadden
Spears & Imes
Squire Patton Boggs
Sterne Kessler
Stoel Rives
Stoll Keenon
Stroock & Stroock
Van Ness Law Firm
Weil Gotshal
Williams & Connolly
WilmerHale
Winston & Strawn
Wolf Greenfield
Womble Bond Dickinson
Wood Smith

COMPANIES

AT&T Inc.
Altman Weil Inc.
American Bankers Association
American Bar Association
Apple Inc.
Archer Daniels Midland Co.
Arctic Cat Inc.
Association for Accessible Medicines

includes legislation shoring up federal disaster preparedness programs, jump-starting efforts to lock in multiyear funding for airport infrastructure upgrades and safely integrating drones. [Read more »](#)

Order To Create Taxi Fee System Can't Stand, Pa. Court Says

A Pennsylvania appeals court on Friday said a trial judge in Philadelphia did not have the authority to order the creation of an administrative system for processing appeals by taxicab and limousine companies in lieu of a class action seeking refunds for fees and assessments that were found to be unconstitutional. [Read more »](#)

EMPLOYMENT

State Pension Funds \$1.4T In The Hole, Report Shows

State pension funds reported a \$1.4 trillion deficit in 2016, according to a report released Thursday by the Pew Charitable Trusts. [Read more »](#)

COMPETITION

DOJ Might Back Off A Cartel If Foreign Watchdogs Handle It

The U.S. Department of Justice would consider using its prosecutorial discretion to decide against prosecuting companies for participating in cartels if the watchdog concluded that a foreign jurisdiction's penalties addressed the problem under certain conditions, a high-level criminal antitrust official said Friday. [Read more »](#)

FTC's Ohlhausen Fights Criticism Of 2-Commissioner Watchdog

Acting Federal Trade Commission Chairman Maureen K. Ohlhausen defended the agency's record under the new presidential administration on Friday, arguing that despite obstacles, the commission has remained

Association of Corporate Counsel

Bristol-Myers Squibb Company

Burford Capital LLC

CDK Global Inc.

Cable News Network Inc.

Cable One Inc.

Cargill Inc.

Center for Constitutional Rights

Center for Science in the Public Interest

Charter Communications Inc.

Comcast Corporation

Crystallex International Corp

Emerson Electric Co.

Equifax Inc.

Facebook

Google Inc.

Hiscox

Home Box Office Inc.

Hovensa LLC

Ion Geophysical Corporation

J. M. Smucker Company

Johnson & Johnson

Kinder Morgan

Major Lindsey & Africa

Make the Road New York

Medical Action Industries Inc.

Microsoft Corporation

NBCUniversal Inc.

NFL Enterprises LLC

National Basketball Association

National Collegiate Athletic Association

National Conference of State Legislatures

National Federation of Independent Business

National Grid PLC

National Immigration Law Center

extremely active and represents a rare "example of bipartisan accomplishment." Read more »

CYBERSECURITY & PRIVACY

Lawmakers Seek To Bolster DOD Supply Chain Cybersecurity

A bipartisan, bicameral group of lawmakers introduced a bill Thursday to help small defense contractors identify and address cybersecurity vulnerabilities, responding to what the legislators said were significant resource and awareness gaps regarding U.S. Department of Defense cybersecurity requirements. Read more »

GOVERNMENT CONTRACTS

More Than Half Of GAO Protests Resolved In Under 30 Days

More than 50 percent of bid protests on government contracts are resolved by the U.S. Government Accountability Office in less than a month and 75 percent are decided within 60 days, a senior management scientist for Rand Corp. said at a D.C. event on Friday. Read more »

AEROSPACE & DEFENSE

Afghan Fuel Contracts Lack Oversight, Watchdog Says

The U.S. Department of Defense continues to have trouble keeping track of fuel purchased for the Afghan government despite changes instituted after discovering millions of dollars of fuel theft, the Special Inspector General reported Friday. Read more »

DOD To Set Up New Artificial Intelligence Office

The U.S. Department of Defense and federal intelligence agencies will establish a central artificial intelligence office to try to stay ahead of Chinese advancements in AI,

New York Times Co.
Oil States International Inc.
Pew Charitable Trusts
Pope & Talbot Inc.
SIFMA
Sinclair Broadcast Group, Inc.
Suddenlink Communications
TBS International Limited
Tate & Lyle PLC
The Cheesecake Factory Inc.
The DIRECTV Group, Inc.
Time Warner Inc.
Tribune Media Co.
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
United Steelworkers
Viacom Inc.
Villanova University
VirnetX Holding Corporation
Washington Post Co.
Wayfair LLC

GOVERNMENT AGENCIES

Attorney Registration and
Disciplinary Commission
Bureau of Citizenship and
Immigration Services
Bureau of Labor Statistics
Central Intelligence Agency
Commodity Futures Trading
Commission
Delaware Court of Chancery
Department of Commerce
Equal Employment Opportunity
Commission
European Union
Federal Acquisition Regulatory
Council
Federal Aviation Administration

undersecretary of defense for research and engineering Michael Griffin said Friday. [Read more »](#)

INTERNATIONAL TRADE

Commerce Sued For Not Giving Separate Rate Status To Co.

The U.S. Department of Commerce erred by failing to assign a separate anti-dumping duty rate status to a Chinese tire company after the business changed its name, lumping it in with firms considered under the control of the Chinese government, according to a complaint filed Thursday in the U.S. Court of International Trade. [Read more »](#)

Sens. Urge USTR To Ensure NAFTA Tightens Copyright Rules

A pair of senators on Friday called on U.S. Trade Representative Robert Lighthizer to ensure that U.S. trade agreements, and particularly the North American Free Trade Agreement currently being renegotiated, include strong copyright provisions that protect American innovation. [Read more »](#)

TAX

DOJ To Use Threat Of Taxpayer Recovery To Fight Cartels

The U.S. Department of Justice's antitrust chief said Friday the division remains as "active and aggressive" as ever despite the drop in criminal cartel cases brought last year, saying the agency would even go so far as to try to recover taxpayer dollars lost to price-fixing and other conduct. [Read more »](#)

Tax Increment Financing Faces New Scrutiny In Missouri

At a time of increased public interest in how state and local governments use tax dollars to attract development, Missouri lawmakers may bring greater public scrutiny and transparency

Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Georgia Supreme Court
Government Accountability Office
Jamestown S'Klallam Tribe
Lower Elwha Klallam Tribe
NAFTA
National Aeronautics and Space Administration
National Economic Council
National Institute of Standards and Technology
Organization of American States
Securities and Exchange Commission
Suquamish Tribe
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court

to a popular funding process known as tax increment financing, or TIF. [Read more »](#)

IMMIGRATION

Feature

'Buy America, Hire America' Roadblocks Trouble Employers

President Donald Trump issued his "Buy America, Hire America" mandate one year ago with the intention of promoting American industry, but immigration lawyers say that it has instead created a series of stumbling blocks for businesses trying to expand their operations in the U.S. [Read more »](#)

Trump Asks 2nd Circ. To Review Refusal To Nix DACA Case

The Trump administration on Friday asked a New York federal judge for permission to appeal his order that denied the federal government's bid to toss a case over a proposed rollback of the Deferred Action for Childhood Arrivals program. [Read more »](#)

Calif. Court Urged To Pause State's Immigration Policies

The Eastern District of California should temporarily pause the effect of several California laws that aim to obstruct federal immigration law enforcement in the Golden State, several law enforcement organizations asserted in separate briefs filed with the court on Thursday. [Read more »](#)

NATIVE AMERICAN

NJ Tribe Asks For Win In State Recognition Row

The Nanticoke Lenni-Lenape Tribal Nation told a New Jersey federal court on Friday that it deserved an early win on its claims that the state improperly refused to recognize the tribe in violation of its due process rights, adding

that it was the victim of discrimination. Read more »

TELECOMMUNICATIONS

Pai Rejects Senators' Calls To Investigate Sinclair News

Federal Communications Commission Chairman Ajit Pai swiftly squelched calls by Democratic senators for an investigation into Sinclair Broadcast Group Inc.'s fitness to hold airwaves licenses, writing in a Thursday letter that probing the company's holdings due to controversial news content would jeopardize free speech. Read more »

WHITE COLLAR

Feds Say Cohen Is Barely A Lawyer, Blast Privilege Claims

Prosecutors urged a New York federal judge on Friday to reject an effort by Michael Cohen, President Donald Trump's longtime lawyer, to halt their review of documents seized from Cohen, calling his request to identify privileged records an obvious effort to slow down their probe and saying Cohen barely even practices law anymore. Read more »

Trump Atty Did Little For Squire Patton, Prosecutors Say

Squire Patton Boggs LLP agreed to pay Michael Cohen an annual \$500,000 "strategic alliance fee," though the veteran attorney for Donald Trump now under criminal investigation did little other than maintain an independent office and referred only five clients to the firm during the year of the agreement, according to a motion filed by prosecutors in Manhattan federal court on Friday. Read more »

Q&A

Q&A

**A Conversation With Baker Botts
CMO Gillian Ward**

In this monthly series, legal recruiting experts at Major Lindsey & Africa interview law firm management about navigating an increasingly competitive business environment. Here we feature Gillian Ward, chief marketing officer at Baker Botts LLP. [Read more »](#)

EXPERT ANALYSIS

Trump Tariffs May Violate Investment Treaty Protections

Foreign companies affected by the America First tariffs should consider the extent to which such tariffs may violate their rights under applicable investment treaties or free trade agreements, and thus may provide them with recourse in international arbitration for the harm they have suffered, say Javier Rubinstein and Lauren Friedman of Kirkland & Ellis LLP. [Read more »](#)

How Is EPA's New Source Review Guidance Helpful?

The U.S. Environmental Protection Agency recently issued a memo reinterpreting regulations that determine when a project could trigger new source review. In this new policy directive, the EPA is now reinterpreting its existing regulations to allow sources to use this type of project analysis to assess whether an NSR permit is required, say attorneys with Sidley Austin LLP. [Read more »](#)

Opinion

There Is Middle Ground For US Lawyers On AML Regimes

The American Bar Association continues to oppose legislation that would impose certain European Union and U.K. anti-money laundering requirements on U.S. lawyers. The ABA should further consider its approach to this issue as there is a viable middle ground that protects privileged communications and confidential information while advancing the interests of the legal profession, says Matthew

O'Hara of Freeborn & Peters LLP. [Read more »](#)

LEGAL INDUSTRY

IP Boutiques Tick Down As AIA Settles In

Amid years of attorney migration between intellectual property boutiques and their general practice rivals, the IP specialists saw a slight downtick in 2017, as these firms continued to adjust to practicing under the America Invents Act. [Read more »](#)

How 2 Employment Firms Are Pulling Ahead Of The Pack

The two largest employment boutiques are getting bigger at a faster rate than their rivals, according to this year's Law360 400. Here's our look at the trends that shaped the sector in 2017. [Read more »](#)

Fired FBI Official Enlists Boies Schiller, May Sue Trump

Fired FBI Deputy Director Andrew McCabe, the subject of a critical U.S. Department of Justice Inspector General report, is working with Boies Schiller Flexner LLP to determine whether to sue President Donald Trump and administration officials for wrongful termination and defamation, McCabe's lawyer said Friday. [Read more »](#)

Feature

Up Next At High Court: Taxing Online Sales, Patent Damages

The U.S. Supreme Court will consider whether to allow states to tax online sales and how to calculate damages in certain patent cases when it returns to the bench this week for the final oral argument session of the 2017-2018 term. [Read more »](#)

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

U.S. Equal Employment Opportunity Commission general counsel nominee Sharon Fast Gustafson during her Senate confirmation hearing declined to state her view on whether Title VII of the Civil Rights Act of 1964 prohibits anti-LGBT bias, the general counsel of The Cheesecake Factory looked back on the changing restaurant industry before she retired Thursday, and the legal services sector finished the first quarter with more than 1,000 fewer jobs than at the end of last year. These are some of the stories in corporate legal news you may have missed. [Read more »](#)

Hiscox Says Hack Of US Law Firm Exposed Policyholders

The personal data of up to 1,500 U.S.-based commercial insurance policyholders may have been compromised by a hack at an unnamed "specialist law firm," according to a statement released Friday by Bermuda-based specialist insurer Hiscox Ltd. [Read more »](#)

Atty Denied Class Cert. In PACER Document Fee Fight

A Florida federal judge refused Friday to grant certification to a proposed nationwide class of attorneys in a suit alleging the Public Access to Court Electronic Records system improperly charges users for viewing judges' opinions, ruling it would be too difficult to define and administer such a vast PACER class. [Read more »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. [Read more = 2](#)

Podcast

Law360's Pro Say: Jeh Johnson Talks About Cyber Threats

Whether it's Russian meddling, the Equifax breach or Facebook's user-data scandal, every day seems to bring a new cybersecurity crisis.

On the latest episode of Law360's Pro Say podcast we're joined by a special guest who knows a lot about cyber threats — former Homeland Security Secretary Jeh Johnson. [Read more »](#)

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Sent: Tuesday, April 17, 2018 7:04 AM
To: Rep48
Subject: Last Day to Register for SCORE's Grant Writing Workshop

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SCORE  | Canton

Grant Writing



When

Wednesday, April 18, 2018 from
6:30 AM to 12:00 PM
Location: Stark Community Foundation

[Add to Calendar](#)

Where

Stark Community Foundation
1000
1000
1000

Dear Kirk,

Need a grant? How do you get one?

This SCORE workshop on grant writing provides answers - along with key do's and don'ts. The workshop is designed to help both non-profit organizations and for-profit businesses successfully navigate the grant-writing process.

Sponsored by the [Stark Community Foundation](#)



When

Wednesday, April 18
9:00 to 12:00 PM
Sign in 8:45 AM

Where

click for driving directions
Jackson Township Community
Room 5735 Wales Road
NW Massillon OH 44646

Fee*

\$10.00
Free to students with current ID

**The fee partially offsets workshop costs. Handouts are provided.*

Our presenters are:



Judy Edwards is a
SCORE counselor and
manager of software
systems in defense and
commercial companies,

Kim Krajci is a professional
writer and editor from the
Canton area.

To register please click the button below.

SPACE IS LIMITED!

Register Now!

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We look forward to seeing you.

Sincerely,

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Wednesday, April 18, 2018



TOP NEWS

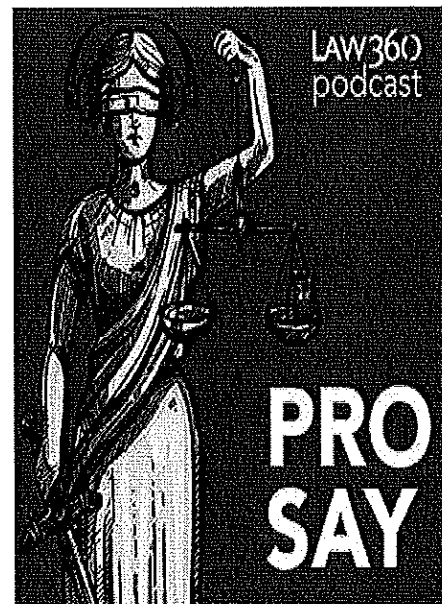
Analysis

Justices Drop Microsoft Warrant Row, But Fight Far From Over

Recently enacted federal legislation permitting prosecutors to reach user data stored abroad may have dealt the knockout blow to a U.S. Supreme Court dispute involving Microsoft, but the ability for service providers to continue to challenge international data grabs under the new regime means more fights aren't far off, attorneys say. [Read more »](#)

High Court Cans Microsoft Warrant Row After Congress Acts

The U.S. Supreme Court on Tuesday dismissed a closely watched dispute over the federal government's ability to access data stored abroad by service providers such as Microsoft, agreeing that recently enacted federal legislation that sets standards for such international data grabs mooted the dispute. [Read more »](#)



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LAW FIRMS

Arnold & Porter

Barnes & Thornburg

Blank Rome

Supreme Court Frustrated With Arguments In Wayfair Case

The U.S. Supreme Court appeared divided Tuesday on the question of whether a state could compel remote sellers with no physical presence in the state to collect and remit use tax, with several justices seeming frustrated with the policy-filled arguments. [Read more »](#)

Analysis

Steel Tariff Fears Wreaking Havoc On Construction Market

Developers always face a degree of built-in uncertainty due to the nature of their work, but fears of possible tariffs on foreign steel have created a maelstrom in the sector, making it nearly impossible to price projects in the pipeline, according to experts. [Read more »](#)

Analysis

For First Time, In 5-4 Ruling, Gorsuch Is With The Liberals

U.S. Supreme Court Justice Neil Gorsuch turned heads Tuesday by abandoning his conservative colleagues to join the four liberal justices in a 5-4 immigration ruling, but experts who have kept a close eye on the Trump appointee say the move fits neatly with his originalist judicial philosophy. [Read more »](#)

House OKs Public Access To Tax-Exempt Orgs' Returns

The public would have the ability to inspect tax-exempt organizations' electronically filed tax returns because of a bill the U.S. House of Representatives passed Tuesday, as part of a slew of tax-related bills considered by the chamber. [Read more »](#)

BANKING & SECURITIES

Fed Vice Chair Says Volcker Rule's Onerousness 'Unarguable'

It's "unarguable" that the Volcker Rule is detrimental to capital markets, the Federal Reserve's vice chairman for supervision told

Borden Ladner
Bracewell
Brann & Isaacson
Bryan Cave
Cotsirilos Tighe
Covington & Burling
Cravath Swaine
Dentons
Dickstein Shapiro
Dorsey & Whitney
Fenwick & West
Fisher Phillips
Garland Samuel
Gibson Dunn
Goldstein & Russell
Goulston & Storrs
Holland & Knight
Kleinbard LLC
Liddle & Robinson
McDonnell Boehnen
Nixon Peabody
Norton Rose Fulbright
O'Melveny & Myers
Orrick Herrington
Patterson Belknap
RJS Law
Rasco Klock
Reed Smith
Saul Ewing
Schiff Hardin
Seyfarth Shaw
Sidley Austin
Stroock & Stroock
Venable LLP
White & Case
White and Williams
Wilenchik & Bartness
WilmerHale

lawmakers on Tuesday, less than a week after the U.S. House passed legislation that would put the Fed in charge of writing regulations under the controversial post-crisis restraint on proprietary trading by banks. [Read more »](#)

ENERGY & ENVIRONMENTAL

Zinke Declines To Lower Offshore Drilling Royalty Rates

The royalty rate on future offshore oil and gas lease sales won't be lowered "at this time," the Department of the Interior announced on Tuesday, adding that a move wasn't necessary in part because of the healthy economy and the new federal tax law. [Read more »](#)

State Pushback Of Grid Policy Vexes FERC Commissioners

Federal Energy Regulatory Commissioners defended their unanimous decision to reject a controversial plan to pay coal and nuclear power plants for contributing to grid resiliency at a House energy panel hearing Tuesday, though they didn't appear united on how to address resiliency amid rapidly changing electricity sources. [Read more »](#)

COMPETITION

AT&T-Time Warner Will Hurt Small Cable Providers, CEO Says

A small cable company's CEO warned Tuesday in D.C. federal court that he's already seen one merger between a pay-TV distributor and a television programmer impose competitively detrimental contract terms, and the same could happen with the merger between AT&T and Time Warner being challenged by the U.S. government. [Read more »](#)

CYBERSECURITY & PRIVACY

House Passes Child Social Security Verification Bill

COMPANIES

AT&T Inc.
American Bar Association
American Civil Liberties Union
Charter Communications Inc.
Chevron Corporation
Comcast Corporation
Electronic Privacy Information Center
FiberTower Corporation
Gilbane Inc.
Google Inc.
Home Box Office Inc.
IHS Markit Ltd.
ISO New England Inc.
Information Systems Audit and Control Association Inc.
Jones Lang LaSalle Inc.
LinkedIn Corp.
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
New York State Bar Association
Nokia Corporation
Public Knowledge
RCN Corp.
Sierra Club
Straight Path Communications Inc.
TAM SA
Tax Foundation
The DIRECTV Group, Inc.
Time Warner Inc.
TransCanada Corporation
Turner Broadcasting System Inc.
Verizon Communications
Vertex Inc.
Visiting Nurse Service of New York

The House of Representatives passed a bill Tuesday to establish a new database meant to prevent a type of identity theft frequently used against children and recent immigrants to the country by allowing financial institutions to verify a person's name and Social Security number. [Read more »](#)

CONSUMER PROTECTION

Senate Takes Up Measure Nixing CFPB Auto Lending Rule

The Senate voted Tuesday to take up a measure that would invalidate a 2013 Consumer Financial Protection Bureau guidance on discrimination in auto lending, using the Congressional Review Act to invalidate federal rules reaching back years. [Read more »](#)

AEROSPACE & DEFENSE

Pence Launches New Space Traffic Management Policy

Vice President Mike Pence, acting in his role as chief of the National Space Council, announced a new policy Monday intended to manage space traffic, a response to the increasing level of space activity in recent years. [Read more »](#)

VA Chief Nominee Won't Privatize Agency, Senator Says

Veterans Affairs secretary nominee Ronny Jackson has pledged that he won't support privatizing the U.S. Department of Veterans Affairs, Sen. Jon Tester, D-Mont., said Tuesday, while also noting that he remains to be convinced whether Jackson "has what it takes" to run the VA. [Read more »](#)

Armed Services Chair Seeks To Shake Up DOD Agencies

House Armed Services Committee Chairman Mac Thornberry, R-Texas, put forward two proposals Tuesday for reform at the U.S.

Wayfair LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Commodity Futures Trading Commission

Consumer Financial Protection Bureau

Defense Health Agency

Defense Information Systems Agency

Defense Intelligence Agency

Defense Logistics Agency

Defense Technical Information Center

Department of Commerce

European Union

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Energy Regulatory Commission

Federal Reserve System

Government Accountability Office

Internal Revenue Service

National Aeronautics and Space Administration

National Economic Council

National Geospatial-Intelligence Agency

National Institute of Standards and Technology

National Security Agency

Office of the Comptroller of the Currency

Pennsylvania Supreme Court

Securities and Exchange Commission

Department of Defense, which would eliminate some DOD agencies and reorganize others and continue an ongoing push for acquisition changes. [Read more »](#)

INTERNATIONAL TRADE

US Questions China's WTO Moves, But Will Sit For Talks

The Trump administration has pushed back against China's recent World Trade Organization challenges of U.S. enforcement moves regarding metal tariffs and actions to counter Beijing's intellectual property regime, but has nevertheless agreed to talk about resolving the escalating trade imbroglio, according to WTO documents unsealed Tuesday. [Read more »](#)

Trump Adviser Says TPP Pivot Unrelated To China Blitz

The Trans-Pacific Partnership was billed by the Obama administration as a way to counter China's economic dominance in Asia, but President Donald Trump's recent decision to consider rejoining that pact stands apart from his trade enforcement blitzkrieg against Beijing, a top White House adviser said Tuesday. [Read more »](#)

TAX

IRS Grants 1-Day Filing Extension After System Outage

The Internal Revenue Service is giving taxpayers a one-day extension to file and pay their taxes after experiencing technical difficulties with its online filing system on Tuesday. [Read more »](#)

IRS Commissioner Promises Better Service At House Hearing

The Internal Revenue Service will improve its customer service, especially for taxpayers using call centers instead of the agency's website, IRS acting Commissioner David J.

Social Security Administration

U.S. Department of Defense

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of State

U.S. Department of Veterans Affairs

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Navy

U.S. Senate

U.S. Supreme Court

United States District Court for the Eastern District of Pennsylvania

World Trade Organization

Kautter promised a panel of U.S. House members during a subcommittee hearing of the House Oversight and Government Reform Committee on Tuesday. [Read more »](#)

Some 10,800 Sales Tax Jurisdictions Await Wayfair Answers

An exponential increase in places that levy sales and use taxes during the past 25 years has created a scenario in which an estimated 10,801 localities are awaiting an answer from the Supreme Court, the Tax Foundation said Tuesday, further raising the stakes in the landmark South Dakota v. Wayfair case. [Read more »](#)

Professionals Predict Win For South Dakota In Wayfair Case

The Supreme Court is likely to side with South Dakota in the remote sales tax case, professionals at a Retail Industry Leaders Association conference said Tuesday, the same day the justices heard oral arguments in South Dakota v. Wayfair. [Read more »](#)

IMMIGRATION

Atty's Ex-Clerkship Shouldn't DQ Him From Immig. Suit: Judge

A Massachusetts federal judge on Monday gave notice that a second former law clerk of his has joined a team of attorneys representing a putative class of immigrant spouses challenging a crackdown on so-called illegitimate marriages, but argued against ejecting the current WilmerHale lawyer from the case. [Read more »](#)

Gov't Wrongly Ended Protections For Haitians, Nonprofit Says

A nonprofit group of lawyers who represent immigrants said Tuesday they've been handed Freedom of Information Act documents showing that the Trump administration ignored reports of still-terrible conditions in Haiti when it

decided last year to cut off deportation protections in place since 2010. [Read more »](#)

TELECOMMUNICATIONS

FCC's Clyburn To Retire Within A Month In Surprise Move

At the end of a Federal Communications Commission meeting with an otherwise routine agenda, Commissioner Mignon Clyburn made a surprise announcement that she is stepping down from the agency within the next month. [Read more »](#)

FCC Adds \$742M More To Refund Broadcast Repack Costs

The Federal Communications Commission said Monday it will allocate \$742 million in new funding to reimburse broadcasters for costs related to new channel assignments following auctions to reassign broadcast spectrum for wireless broadband use. [Read more »](#)

FCC Advances National Security Plan With Assurances

During its monthly meeting Tuesday, the Federal Communications Commission voted to move forward with a rulemaking that contemplates cutting off communications subsidies from companies that may threaten U.S. networks, with commissioners offering assurances that the fledgling item still has a long way to go. [Read more »](#)

WHITE COLLAR

Deal Could End Sanctions For Hastert Whistleblower

An Illinois federal judge said Tuesday he would reconsider his sanctions order against a business partner of former U.S. Speaker Dennis Hastert over a recently tossed whistleblower suit, urging the parties to work out their issues in settlement negotiations instead. [Read more »](#)

9th Circ. Orders Special Prosecutor In Arpaio Pardon Row

After the U.S. Department of Justice abandoned its prosecution of the case, a split Ninth Circuit panel agreed in a published decision Tuesday to appoint a private attorney to prosecute former Maricopa County Sheriff Joe Arpaio's appeal as he attempts to erase a criminal contempt conviction following President Donald Trump's pardon in the matter. [Read more »](#)

POLITICS

Pa. Senator Ordered To Pay Fees In Gerrymandering Fight

A Pennsylvania federal judge has ordered a state senator to personally pay legal fees generated by a bungled attempt to transfer a landmark gerrymandering dispute out of state court, with the senator already saying he plans to appeal. [Read more »](#)

EXPERT ANALYSIS

What's New In NIST's Updated Cybersecurity Framework

On Tuesday, the National Institute for Standards and Technology released a revised version of its standard-setting Cybersecurity Framework, once again producing a useful, flexible document that can be applied or adapted by a wide range of companies, says Alan Raul, leader of Sidley Austin LLP's cybersecurity practice. [Read more »](#)

Tax Reform, Hollywood And The Media: Part 2

The Tax Cuts and Jobs Act has imposed new limitations on a corporation's ability to take advantage of net operating losses. Certain changes will disproportionately affect media companies, impacting their debt restructuring, acquisition and disposition strategies, say

Michele Alexander and Ryan Davis of
Bracewell LLP in New York. [Read more »](#)

Equal Pay Act Is Closing In On Mass. Employers

Massachusetts' attorney general recently issued helpful guidance on the state's new Equal Pay Act, including some safe harbor defenses against this strict liability law. But to enjoy full protection, employers need to act soon, as the law goes into effect on July 1, says Sonia Macias Steele of Goulston & Storrs PC. [Read more »](#)

5 Ways Law Firms Are Becoming More Like Hotels

One way law firms differentiate themselves from the competition to attract and retain top talent is through their real estate and workplace strategies. Taking a lead from the hospitality industry can help create a more inviting, welcoming and collaborative workspace environment, says Bella Schiro of Jones Lang LaSalle Inc. [Read more »](#)

LEGAL INDUSTRY

Feature

5 Financial Landmines Young Attorneys Should Avoid

Junior associates riding high on their new BigLaw paychecks may be tempted to spend money now and think about the future later, but doing so could set them up for major financial hardship down the road. Here, five big money mistakes to avoid as a young attorney. [Read more »](#)

Feature

Ex-Judge Calls On Men To Help Close Litigation Gender Gap

Retired U.S. District Judge Shira Scheindlin told an audience at a Reed Smith LLP symposium on gender diversity in the courtroom on Tuesday that she hoped to see more senior male attorneys acting as allies to help younger, female lawyers more regularly

take on prominent roles in litigation. [Read more »](#)

Ex-Liddle Partner Hammers Firm In \$32M Equal Pay Suit

A former Liddle & Robinson LLP partner has sued the employment firm in New York state court alleging she was paid less than her male peers for equal work based on her gender, issuing a summons Monday that requested \$32.3 million in damages. [Read more »](#)

Ex-BigLaw Atty Blasts Murder Charges At Trial's Close

Counsel for a former Fisher & Phillips LLP partner who fatally shot his wife told an Atlanta jury during closing arguments that prosecutors were trying to support murder charges with "speculation and red herrings," while the prosecution fired back with a theatrical argument that the attorney consistently lied about the facts. [Read more »](#)

Dentons Canada Partner Suspended After Fatal Hit-And-Run

A Dentons partner in Edmonton, Alberta, charged with impaired driving and being involved in a hit-and-run collision that killed a teenage pedestrian, has been suspended, the global law firm said Tuesday. [Read more »](#)

Attys Must Admit Some Errors To Current Clients, ABA Says

Lawyers have an ethical duty to tell current clients if they discover they have made a potentially significant mistake in the course of the representation, but the obligation does not extend to former clients, the American Bar Association said on Tuesday. [Read more »](#)

Guest Feature

Michael Rubinoff: From Commercial Real Estate To Broadway

"Come From Away" sounds like the stuff of a documentary on the Discovery Channel, not singing and dancing on stage. How could a

musical tied to the 9/11 terrorist attacks ever get made — and by a real estate lawyer? The show's producer, Michael Rubinoff, was kind enough to find 30 minutes to tell me, says Randy Maniloff. [Read more »](#)

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Subject: Possible Trouble On Horizon For ALJs In High Court Case



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Monday, April 23, 2018



TOP NEWS

Analysis

Possible Trouble On Horizon For ALJs In High Court Case

A ruling by the U.S. Supreme Court that the U.S. Securities and Exchange Commission's administrative law judges were hired in violation of the Constitution would likely open up some past ALJ decisions to challenges, legal experts agree, but the fallout should be limited to cases still pending judicial review, whereas defendants whose cases are already final could be out of luck. [Read more »](#)

Feature

Litigation Funding Isn't Just For The Little Guy Anymore

As their industry gains acceptance and a greater foothold in the legal marketplace, commercial litigation financing firms are finding themselves not only helping Davids level the playing field, but also Goliaths with respect to better managing risk and deploying their resources more strategically. [Read more »](#)

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Bernstein Litowitz
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Feature

Mapping The Travel Ban's Journey To The High Court

Next week, the U.S. Supreme Court will hear oral arguments over the extent of the president's power to control immigration policy and whether President Donald Trump has shown anti-Muslim animus in a case challenging the most recent version of his travel ban. With all eyes turning to the justices, here is a play-by-play of how we got here. [Read more »](#)

Dems Look To Shield Offshore Rules From Trump Rollback

Eight years after the Deepwater Horizon disaster that killed 11 and sent plumes of oil spraying into the Gulf of Mexico for months, a group of Democratic senators Thursday proposed codifying two Obama-era rules aimed at tightening regulations for offshore drilling after the Trump administration moved to reconsider them. [Read more »](#)

Analysis

Undoing CFPB Guidance May Yield Unintended Effects

The U.S. Senate's recent passage of a measure to scrap Consumer Financial Protection Bureau guidance on auto lending has been framed by supporters as a business-friendly move to rein in a rogue agency, but some experts say this use of the Congressional Review Act could lead to greater uncertainty and more regulation by enforcement. [Read more »](#)

Feature

3 Years Later: Is Tribal Recognition Still 'Broken'?

Nearly three years have passed since the U.S. Department of the Interior revised its regulations for tribes seeking federal acknowledgment in order to fix a process the DOI's own officials called "broken," and although those revisions have made the agency more transparent and responsive,

Brown Rudnick
Buckley Beal
Cantey Hanger
Casillas Santiago
Cohen Milstein
Cooper & Kirk
Cravath Swaine
Crowe & Dunlevy
Day Pitney
Dentons
Dickinson Wright
Elliott Greenleaf
Eversheds Sutherland
Florio Perrucci
Fried Frank
Gibson Dunn
Goodwin
Haynes and Boone
Hogan Lovells
Hunton Andrews Kurth
Jones Day
K&L Gates
Katten Muchin
Kirkland & Ellis
Klee Tuchin
Latham & Watkins
LeClairRyan
Lewis Rice
Mayer Brown
McDermott Will
McGuireWoods
Morgan Lewis
Mumphy Law Firm LLC
Native American Rights Fund
Nixon Peabody
Paul Hastings
Paul Weiss
Perkins Coie

many tribes with strong claims to recognition may still be left out in the cold, experts say. [Read more »](#)

ENERGY & ENVIRONMENTAL

Monsanto Appeal Can't Keep Herbicide Off Calif. Cancer List

A California appeals court on Thursday refused to revive Monsanto Co.'s lawsuit challenging a state agency's inclusion of the herbicide glyphosate on a list of carcinogens, which could require the company to put warning labels on its popular Roundup weed killing products because glyphosate is an active ingredient. [Read more »](#)

Fed. Circ. Says Taking Claim Fails In Katrina Flooding Fight

The federal government can't be held liable for damage caused by Hurricane Katrina-related flooding under the Fifth Amendment based on lackluster maintenance of a navigation channel, the Federal Circuit ruled Friday, reversing a U.S. Court of Federal Claims decision. [Read more »](#)

NJ Gov. Signs Law Banning Offshore Drilling

Newly minted New Jersey Gov. Phil Murphy signed into law a bipartisan bill on Friday that bans offshore oil and gas drilling in the state's waters and beyond, a move that comes as a rebuke to the Trump administration's efforts to undo Obama-era restrictions on the activity in the Atlantic and Pacific oceans. [Read more »](#)

Exxon Takes AG Climate Probe Fight To 2nd Circ.

Oil giant ExxonMobil said Friday it will appeal to the Second Circuit a New York federal judge's dismissal of its suit claiming the attorneys general of New York and Massachusetts conspired to violate its free

Quinn Emanuel
Robbins Russell
Ropes & Gray
Rosette LLP
Sam P. Israel PC
Saul Ewing
Skadden
Slack Davis
Squire Patton Boggs
Sterne Kessler
Stroock & Stroock
Willkie Farr
WilmerHale
Zelle LLP

COMPANIES

AT&T Inc.
Accenture plc
Aetna Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Intellectual Property Law Association
American Petroleum Institute Inc.
Burford Capital LLC
Career Education Corporation
Center for American Progress
Comcast Corporation
Costco Wholesale Corporation
Deloitte Touche
Democratic National Committee
Electronic Privacy Information Center
Eli Lilly and Company
Equifax Inc.
Exxon Mobil Corporation
Facebook
FactSet Research Systems Inc.

speech rights on climate change issues by investigating the company. [Read more »](#)

Senate Dems Press For Info On Koch Ties To Trump Policies

Senate Democrats have demanded information from President Donald Trump and several federal agencies including the EPA and the U.S. Department of Labor concerning the alleged "sweeping infiltration" of the current administration by the Koch brothers and their affiliates, Sen. Sheldon Whitehouse, D-R.I., announced Friday. [Read more »](#)

NY Beefs Up Energy Efficiency Targets To Drive GHG Cuts

New York Gov. Andrew Cuomo on Friday unveiled a new energy efficiency target that aims to significantly slash buildings' energy use by 2025, saying the reductions will help the Empire State reach the goal of cutting its greenhouse gas emissions by 40 percent from 1990 levels by 2030. [Read more »](#)

HEALTH & LIFE SCIENCES

FDA Offers Guidance On Making Opioid Addiction Treatments

The U.S. Food and Drug Administration released draft guidance Friday outlining ways drug companies can develop new medications to treat opioid addiction, focusing on how companies can create modified-release drugs that are either implanted or injected. [Read more »](#)

7th Circ. Says Indiana Abortion Law Is Unconstitutional

The Seventh Circuit found most of an Indiana law banning abortions based on a fetus' race, sex or disability unconstitutional Thursday, handing a win to Planned Parenthood as it affirmed a district court's ruling striking down the bulk of the law. [Read more »](#)

Fortress Investment Group LLC
Garden City Group Inc.
Google Inc.
Grant Thornton LLP
HP Inc.
Huawei Technologies
IMF Bentham Ltd.
IP Owners Association
Instagram Inc.
International Business Machines Corporation
Johnson & Johnson
Jones Lang LaSalle Inc.
Kaspersky Lab Ltd.
Koch Industries Inc.
Kroll Bond Rating Agency Inc.
Lucas Group
Major Lindsey & Africa
Microsoft Corporation
Miller Buckfire & Co. LLC
Monsanto Company
Moody's Corporation
NBCUniversal Inc.
National Congress of American Indians
National Consumer Law Center
Natural Resources Defense Council
Planned Parenthood Federation
PricewaterhouseCoopers
Public Company Accounting Oversight Board
SAP AG
Sierra Club
Sinclair Broadcast Group, Inc.
Southwest Airlines Co.
SuccessFactors, Inc.
The Boeing Company
The Coca-Cola Company

Pa. Court Won't Derail State's Medical Marijuana Program

A Pennsylvania court agreed on Friday that a company that lost out on a potentially lucrative cannabis dispensary permit needed to exhaust administrative remedies before it could file suit challenging the constitutionality of the application process for the state's new medical marijuana program. [Read more »](#)

Experts Look To Congress To Stem Patent-Eligibility 'Chaos'

The U.S. Supreme Court's patent-eligibility decisions like *Alice* have caused "total chaos" that diminishes patent protection for software and medical diagnostics, and it may be time for Congress to step in, the former director of the USPTO and other patent leaders said at a conference Friday. [Read more »](#)

Tax Critic Laments Federal Code's Effect On Marijuana Market

A tax critic told a marijuana conference Friday that current tax laws are unfairly hampering the legal marijuana industry by making cannabis dispensaries subject to a provision that disallows tax deductions for entities involved in the trafficking of illegal products. [Read more »](#)

COMPETITION

The Big Picture: DOJ's Bid To Halt AT&T's Time Warner Deal

Antitrust legal eyes are glued to the first U.S. Department of Justice court challenge to a purely vertical merger since the 1970s, a deal AT&T and Time Warner say they need just to stay competitive but which the government says will drive up consumers' TV bills by hundreds of millions of dollars. Here, Law360 looks at how we got here, the key issues to watch and the highlights of the trial so far. [Read more »](#)

CONSUMER PROTECTION

The DIRECTV Group, Inc.
Time Warner Inc.
Tribune Media Co.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
Wayfair LLC
ZTE Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Environmental Protection Agency
Congressional Budget Office
Consumer Financial Protection Bureau
Eastern Shoshone Tribe
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Housing Administration
Federal Judicial Center
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Indiana Department of Health
Internal Revenue Service
National Institutes of Health
National Labor Relations Board
National Transportation Safety Board

Ed Dept. Hiding Ties To For-Profit Colleges, Nonprofit Claims

The National Consumer Law Center sued the U.S. Department of Education in Massachusetts federal court Thursday, claiming the agency has illegally denied it access to public documents that reveal the for-profit college industry has driven the government to stall new regulations that help student loan borrowers. [Read more »](#)

CYBERSECURITY & PRIVACY

Senator Wants Fines, Tighter Leash On Facebook By FTC

A Democratic senator is pushing the Federal Trade Commission to fine and tighten its oversight of Facebook in the wake of revelations that Cambridge Analytica harvested 87 million unwitting Facebook users' data, while a privacy group is separately pressuring the commission to release the full versions of independent audits of Facebook's privacy practices. [Read more »](#)

Many Cos. Likely Won't Be Ready For GDPR, Survey Finds

The European Union's sweeping new data regime is set to take effect next month, but many companies aren't on track to be in compliance by the deadline, according to a McDermott Will & Emery LLP-sponsored study released Friday, with almost half of the businesses surveyed saying they don't expect to be ready. [Read more »](#)

DNC Sues Trump Campaign, Russia Over 2016 Election Hacks

The Democratic National Committee filed suit Friday in New York federal court accusing the Russian government, the Trump campaign and WikiLeaks of conspiring to hack the Democratic Party and doom Hillary Clinton's chances at the 2016 presidential election. [Read more »](#)

New Jersey Department of Environmental Protection
New York Attorney General's Office
New York State Department of Public Service
Northern Arapaho Tribe
Omaha Tribe of Nebraska
Pennsylvania Department of Health
Pennsylvania Supreme Court
Port Authority of New York & New Jersey
Securities and Exchange Commission
Shinnecock Indian Nation
Solicitors Regulation Authority
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
World Health Organization
Wyoming Attorney General's Office

GOVERNMENT CONTRACTS

Whistleblower Claim Window Would Quadruple In Pa. Bill

A Pennsylvania lawmaker introduced a bill Thursday that would quadruple the window for claims brought under the state's whistleblower law and allow for punitive damage awards to workers. [Read more »](#)

AEROSPACE & DEFENSE

Navy Sec. Seeks Way To Keep Adversaries Out Of DOD Deals

Navy Secretary Richard Spencer at a Senate panel hearing Thursday called on the U.S. Department of Defense to develop an algorithm to detect and prevent instances of adversaries accessing sensitive information through contracts, pointing to a close call involving Chinese telecommunication equipment company Huawei Technologies. [Read more »](#)

Analysis

Rare Southwest Engine Failure Prompts Liability Questions

The death of a Southwest Airlines passenger following a midair engine explosion marked the first U.S. commercial airline fatality in nine years, sparking liability questions for the carrier and aircraft and parts manufacturers along with heightened scrutiny of aircraft inspection and maintenance protocols, legal experts say. [Read more »](#)

TAX

Analysis

New VAT Rates May Help China Retain Multinational Firms

A seemingly small change to China's value-added tax rates set to go into effect next month may not be enough to give China an edge over the U.S. in drawing new businesses, but it

could encourage existing multinational businesses to stay put. [Read more »](#)

Analysis

Politics Of Online Taxation Put Wayfair Case In High Court

The issue of how states may tax remote sellers — a policy concern — arrived at the U.S. Supreme Court because the politics of getting legislation through Congress have proved nearly impossible, experts say. [Read more »](#)

TCJA Will Be Boon To Foreign Investors, CBO Estimates

Foreign investors stand to reap 43 percent of the economic benefits from the federal tax overhaul's effects on federal tax law during the next 11 years, according to a recent report from the Congressional Budget Office. [Read more »](#)

BANKRUPTCY

Feature

Puerto Rico Sales Tax Bond Fight Sparks Muni Market Anxiety

Municipal bond investors are paying close attention to what happens in a pending court fight over the validity of bondholder liens on Puerto Rican sales tax, experts say, warning of widespread consequences should investments thought to be bankruptcy-proof turn out otherwise. [Read more »](#)

IMMIGRATION

No Asylum For Cameroon Gay Rights Backer, 11th Circ. Says

The Eleventh Circuit refused to hear arguments Thursday by a Cameroonian man after the Board of Immigration Appeals turned down his bid for asylum, finding that he did not suffer persecution by the African nation's police for his views on gay rights. [Read more »](#)

NATIVE AMERICAN

Wyo. City, County Urge Justices To Snub Tribes' Land Suits

A Wyoming county and city urged the U.S. Supreme Court on Friday to reject bids by two Native American tribes to overturn a Tenth Circuit decision that shrank their shared Wyoming reservation, saying the ruling didn't create a circuit split and that the language of a 1905 law at issue in the case is like that in other laws that diminished the size of reservations. [Read more »](#)

TELECOMMUNICATIONS

Despite Fog, FCC's Net Neutrality Deregulation Still Pending

Despite widespread confusion on when the FCC's net neutrality deregulation will take effect, the Obama-era web management rules will remain in place until a White House office approves certain transparency requirements included in the deregulation package, agency officials have confirmed to Law360. [Read more »](#)

DC Circ. Skeptical Of FCC's Rationale To Restore UHF Break

A D.C. Circuit panel grilled the Federal Communications Commission Friday over its revival of an obsolete technical distinction that lets broadcasters reach a higher percentage of U.S. households, as the FCC claimed "procedural discretion" for a holistic approach to address what it considers a too-restrictive cap on broadcaster reach. [Read more »](#)

Philly's Satellite Dish Rules Are Too Broad, FCC Rules

The Federal Communications Commission found little love for Philadelphia's ordinance restricting the placement of satellite dishes, ruling that the city's law ran afoul of federal rules for placement of the devices. [Read more »](#)

WHITE COLLAR

Fired FBI Deputy McCabe Getting Legal Defense Fund

Andrew McCabe's lawyer announced Friday the creation of a legal defense fund for the fired FBI deputy director and frequent target of President Donald Trump who is now considering civil litigation against the administration even as federal prosecutors mull a referral for criminal charges. [Read more »](#)

Analysis

GWB Scandal Figures Challenge Statute's Reach In 3rd Circ.

Two former associates of ex-New Jersey Gov. Chris Christie will call on the Third Circuit during oral arguments Tuesday to rein in prosecutors' novel application of an anti-theft and anti-bribery statute to criminalize their alleged scheme to reduce local access lanes to the George Washington Bridge as an act of political revenge. [Read more »](#)

EXPERT ANALYSIS

If Lucia Wins On SEC Judges, What Comes Next?

The U.S. Supreme Court is set to consider in *Raymond J. Lucia v. SEC* whether the U.S. Securities and Exchange Commission's previous hiring of administrative law judges violated the Constitution. Let's look at two issues on the horizon if the answer is yes, says Daniel Walfish of Walfish & Fissell LLP. [Read more »](#)

3 Things To Know About USPTO's New Memo On Eligibility

In light of the Federal Circuit's decision in *Berkheimer v. HP*, the U.S. Patent and Trademark Office has issued a new memorandum regarding subject matter eligibility. Patent practitioners now have a new tool to combat patent-ineligibility challenges,

say Michelle Holoubek and Lestin Kenton of Sterne Kessler Goldstein & Fox PLLC. [Read more »](#)

New Remedial Actions For Tax-Advantaged Bonds And P3s

Under an IRS revenue procedure issued on April 11, 2018, issuers of tax-advantaged bonds have new remedial actions available to them to cure unqualified uses that previously would result in loss of tax-advantaged status. Attorneys at Nixon Peabody LLP explain the new procedures. [Read more »](#)

Rule 23 Changes: Avoid Delays In Class Settlement Approval

Among the proposed amendments to Rule 23 of the Federal Rules of Civil Procedure, which are scheduled to take effect Dec. 1, are specific requirements related to "front-loading." They outline the process for seeking preliminary court approval of class action settlements and related notice plans, say Shandarese Garr and Niki Mendoza of Garden City Group LLC. [Read more »](#)

LEGAL INDUSTRY

Dentons Under Scrutiny After UK Maternity Leave Spat

The Solicitors Regulation Authority is looking into the conduct of some Dentons UKMEA LLP human resources managers that came to light during a gender discrimination dispute last year, a spokesperson for the U.K. legal regulatory body confirmed on Friday. [Read more »](#)

Analysis

Why More BigLaw Firms May Start Ditching Annual Reviews

At least two global law firms are doing away with their annual associate reviews in favor of ongoing, associate-initiated performance

evaluations, a new approach that may be the wave of the future for law firms. [Read more = 2](#)

Federal Judge's Killer Executed After High Court Flurry

A man who killed an Eleventh Circuit judge and a black civil rights lawyer in 1989 using mail bombs was executed Thursday night in Alabama, following an eleventh-hour stay issued by the U.S. Supreme Court earlier in the day that was later vacated. [Read more »](#)

Alston & Bird Settles \$35M Ga. Malpractice Suit

A former confidant and employee of a widowed Coca-Cola executive's wife and Atlanta-based Alston & Bird LLP have agreed to end that woman's \$35 million Georgia state malpractice suit in a settlement, the plaintiff's lawyer said Friday. [Read more »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

Taking the measure of President Trump's "Buy America, Hire America" mandate after one year, the general counsel of FactSet weighs in on the European Union's upcoming General Data Protection Regulation, and a settlement between Uber and regulators could change the way companies think about data breaches. These are some of the stories in corporate legal news you may have missed in the past week. [Read more = 2](#)

Podcast

Law360's Pro Say: The Michael Cohen Saga, Explained

On the latest episode of Law360's Pro Say podcast, we dig in to some intriguing aspects of the raid on the offices of President Trump's personal lawyer, including the impact on attorney-client privilege and Michael Cohen's high-dollar BigLaw connection. Also this week, we discuss a big Supreme Court case that could have a huge impact on how online retailers pay sales tax and a case that could

turn courtroom theater into actual Broadway theater. [Read more »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. [Read more »](#)

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From: Public Policy Law360

Sent: Tuesday, April 24, 2018 4:30 AM

To: Rep48

Subject: The Next Hy-Brand: 3 Cases That Could Undo Browning-Ferris



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Tuesday, April 24, 2018

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TOP NEWS

Analysis

The Next Hy-Brand: 3 Cases That Could Undo Browning-Ferris

With the Trump administration's attempt to use a case involving Hy-Brand Industrial Contractors to overturn the National labor Relations Board's 2015 Browning-Ferris decision now in legal limbo, attorneys say the NLRB's general counsel may turn to a different case in order to revisit the NLRB's joint employer standard. Here are three that could be the vehicle for crafting a new joint employer test. [Read more »](#)

Senate Advances Trump's Pick For 5th Circ.

The Senate took a step toward confirming Schaerr Duncan LLP partner Stuart Kyle Duncan to the Fifth Circuit Court of Appeals on Monday after Republicans came together to advance his nomination. [Read more »](#)



[Listen to our new podcast here](#)

LAW FIRMS

Akin Gump

Anthony Kennedy PC

Ballard Spahr

High Court Split On Accountability Issue In Lucia Arguments

The U.S. Supreme Court on Monday appeared divided on whether U.S. Securities and Exchange Commission administrative law judges are "inferior officers" subject to the appointments clause of the Constitution, and whether a ruling that they are would render them more accountable for their decisions or less politically independent. [Read more »](#)

2nd Circ. Nixes Feds' Delay Of Fuel Economy Penalty Boost

The Second Circuit on Monday vacated the Trump administration's indefinite delay of higher penalties for automakers that don't meet certain fuel efficiency standards, the latest court to rebuff efforts by the administration to delay implementation of Obama-era energy and environmental rules. [Read more »](#)

EPA Says Forest Biomass Energy Is 'Carbon Neutral'

The U.S. Environmental Protection Agency on Monday said it will treat as "carbon neutral" the burning of wood and wood byproducts at power plants and other facilities, a policy declaration that pleased the forestry industry and dismayed environmental groups. [Read more »](#)

Analysis

Cambridge Analytica Highlights Tech-Telecom Battle Lines

The raging debate over net neutrality has turned into a polarizing cage match between the nation's biggest internet service providers and the country's most popular online platforms, like Facebook and Netflix. But recent revelations that political consulting firm Cambridge Analytica captured millions of Facebook users' data without permission may convince regulators and lawmakers that online platforms deserve a shorter leash than ISPs. [Read more »](#)

BANKING & SECURITIES

Blank Rome
Brownstein Hyatt
Cipriani and Werner
Cohen & Grigsby
Covington & Burling
Cravath Swaine
Earthjustice
Fisher Phillips
Freshfields
Garland Samuel
Gibson Dunn
Hangley Aronchick
Hogan Lovells
Holland & Knight
K&L Gates
King & Spalding
Kleinbard LLC
Latham & Watkins
Lieff Cabraser
Littler Mendelson
Mayer Brown
McCune Wright
Morgan Lewis
Morris Manning
Nixon Peabody
O'Melveny & Myers
Paul Weiss
Reed Smith
Ropes & Gray
Schiller
Seyfarth Shaw
Skadden
Squire Patton Boggs
Stanley Reuter
Stone Pigman
Stradley Ronon
Vinson & Elkins
Wilkinson Barker

Review BofA Preemption Ruling, OCC Tells 9th Circ.

The Office of the Comptroller of the Currency on Monday threw its weight behind Bank of America in urging the Ninth Circuit to review a panel decision that found the National Bank Act does not preempt a California state escrow interest law, arguing that it's the "rare case that justifies rehearing." [Read more »](#)

Nasdaq Seeks Rule Change To Stimulate Small-Cap Trading

A Nasdaq official said Monday that the stock exchange plans to propose a rule change to the U.S. Securities and Exchange Commission that would allow small-cap companies to have their shares trade on a single exchange in order to boost the liquidity of thinly traded businesses. [Read more »](#)

ENERGY & ENVIRONMENTAL

DC Circ. Asked To Rethink Decision On 2008 Ozone Rule

The Los Angeles-area air quality regulator on Friday asked a D.C. Circuit panel to reconsider its decision partially vacating the U.S. Environmental Protection Agency's 2008 ozone standards implementation rule. [Read more »](#)

Timber Co. Asks High Court To Reverse Frog Habitat Ruling

Weyerhaeuser Co. and other forest land owners on Monday asked the U.S. Supreme Court to overturn a Fifth Circuit ruling upholding the U.S. Fish and Wildlife Service's decision to declare 1,500 acres of private property in Louisiana as protected habitat for the endangered dusky gopher frog. [Read more »](#)

HEALTH & LIFE SCIENCES

COMPANIES

AT&T Inc.
Aegerion Pharmaceuticals Inc.
Aetna Inc.
Alliance of Automobile Manufacturers
Allstate Corporation
America's Health Insurance Plans
American Academy of Actuaries
American Arbitration Association
American Bankers Association
American Bar Association
American Cancer Society Inc.
American Hospital Association
American Immigration Council
American Immigration Lawyers Association
Apple Inc.
Association of Corporate Counsel
Bank of America Corporation
Bayer AG
Biogen Inc.
Booz Allen Hamilton Inc.
CTIA
Caterpillar Inc.
Celgene Corporation
Center for Biological Diversity Inc.
Center on Budget and Policy Priorities
Columbia Sportswear Company
Comcast Corporation
Consumer Federation of America
Courier Corporation
Delta Air Lines Inc.
Electronic Frontier Foundation
Eli Lilly and Company
Expedia Inc.
Express Scripts Inc.

Trump Admin. Bombarded For Backing Skimpy Health Plans

The Trump administration is getting blitzed with warnings that its proposal to allow lengthier sales of bare-bones health insurance policies could harm patients and drive up premiums in Affordable Care Act marketplaces, newly released letters show. [Read more »](#)

COMPETITION

Feature

The FTC's Commissioner Noms Continue To Wait

As five nominees to fill posts at the Federal Trade Commission are awaiting confirmation and its second-to-last sitting commissioner is set to depart, the immediate future of the agency is somewhat uncertain. But the background and makeup of the incoming commissioner class hold clues about what to expect from the commission moving forward. [Read more »](#)

CYBERSECURITY & PRIVACY

AT&T-Time Warner Judge Cuts Off Attys, Rebukes Witness

Closing arguments in the U.S. Department of Justice antitrust challenge to the AT&T-Time Warner merger could come as soon as early next week and for the D.C. federal judge overseeing the case, it appears the end could come none too soon. [Read more »](#)

CONSUMER PROTECTION

DOJ Expects New Foreign Ally In Bribery Fight, Deputy Says

Another country is soon likely to join the likes of Brazil, Sweden and others whose enforcement agencies have coordinated resolutions of foreign bribery cases with the U.S. Department of Justice, an official said on Monday. [Read more »](#)

Facebook
Gazprom
Global Automakers
Google Inc.
Hobby Lobby Stores
International Centre for Dispute Resolution
International Institute for Conflict Prevention & Resolution
JAMS ADR
London Court of International Arbitration
Los Angeles Times
Microsoft Corporation
Motion Picture Association of America
NASDAQ OMX Group Inc.
NBCUniversal Inc.
National Basketball Association
National Republican Congressional Committee
Natural Resources Defense Council
Netflix Inc.
New York City Bar Association
New York Times Co.
Orchids Paper Products Co.
Pacific Legal Foundation
PayPal Inc.
Pfizer Inc.
Sierra Club
Target Corporation
Tax Foundation
The DIRECTV Group, Inc.
Time Warner Inc.
Toll Brothers Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce

Texas Restaurant Scale Rules Likely Invalid, State AG Says

A court would likely invalidate the Texas Department of Agriculture's rules that exempt restaurants from food-scale inspections only if they sell to customers who eat on the premises instead of taking food to go, the Texas attorney general's office said Monday in an advisory opinion. [Read more »](#)

INTERNATIONAL TRADE

Treasury Ease Sanctions On Russian-Linked Aluminum Giant

The U.S. Department of the Treasury's Office of Foreign Assets Control on Monday partially walked back sanctions imposed earlier this month against United Co. RUSAL, the world's second-largest aluminum producer, in response to Russia's actions in Ukraine and Syria and interference in the 2016 presidential election. [Read more »](#)

EU, Mexico Agree To Broader Trade Deal Nixing Tariffs

Trade officials with the European Union and Mexico announced that they have struck a bilateral free trade agreement that would eliminate virtually all duty payments between the two economies and further open government contracts by the North American nation to European companies. [Read more »](#)

US Blasts China For 'Inadequate' Subsidy Notice

The U.S. called out China in a World Trade Organization filing Friday for failing to give a complete picture of certain subsidy programs it provides to companies within the emerging industries, steel and fisheries sectors, as required by WTO rules. [Read more »](#)

TAX

[Analysis](#)

United Therapeutics Corporation
Vera Institute of Justice Inc.
Verizon Communications
Virtu Financial Inc.
Wakely Consulting Group LLC
Washington Post Co.
Weyerhaeuser Co.
Worldwide Flight Services Inc.
Xerox Corporation

GOVERNMENT AGENCIES

Bureau of Citizenship and
Immigration Services
Bureau of Land Management
Chicago Department of Aviation
Congressional Research Service
Consumer Financial Protection
Bureau
Energy Information Administration
European Commission
European Union
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Communications
Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
International Chamber of
Commerce
NAFTA
National Highway Traffic Safety
Administration
National Labor Relations Board
National Mediation Board
New Jersey Department of
Transportation
New York Attorney General's
Office

More States Use 'Triggers' To Tie Tax Cuts To Future Growth

Budget negotiators in at least four states are considering bills that have so-called tax triggers, as lawmakers increasingly seek to tie future rate reductions to economic performance that can pay for them. [Read more »](#)

IMMIGRATION

Trump Orders DHS To Keep Immigrant 'Caravan' Out Of US

In a pair of Twitter messages Monday morning, President Donald Trump promised to keep a "caravan" of Central American migrants from entering the U.S. without authorization and blasted Mexico for allowing people to travel through the country and cross the southwest U.S. border. [Read more »](#)

DOJ Ignoring Immigration Due Process Suggestions, Orgs Say

The Trump administration is not complying with recommendations from an Obama-era internal report on how the U.S. Department of Justice could better handle immigration proceedings while adhering to due process, two advocacy organizations asserted Monday. [Read more »](#)

NATIVE AMERICAN

Tribal Recognition Spotlight: 2 Groups Make Their Case

The U.S. Department of the Interior's 2015 revisions to its regulations covering how tribes seek federal recognition offered the promise of a speedier and more open process, but they still pose hefty challenges to petitioners. Here, the leaders of two unrecognized tribes that are currently fighting for DOI recognition give Law360 an insider's take on what it's like to navigate the process for seeking tribal acknowledgement. [Read more »](#)

TELECOMMUNICATIONS

Office of Foreign Assets Control
Office of the Comptroller of the Currency
Pennsylvania Department of State
Pennsylvania Supreme Court
Port Authority of New York & New Jersey
Securities and Exchange Commission
Social Security Administration
Texas Department of Agriculture
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania
World Trade Organization

Bill To Revive Congressional Tech Office Likely This Week

In the wake of Facebook CEO Mark Zuckerberg's testimony this month, a group of Democratic legislators is urging the House Appropriations Committee to revive the Office of Technology Assessment, which had advised Congress on new and future technology until its 1995 defunding. [Read more »](#)

CTIA Task Force To Tackle Illicit Cellphone Use In Prisons

CTIA, the wireless industry organization, has agreed to create a task force to address the problem of contraband cellphone use in U.S. prisons, according to a letter to GOP lawmakers from Federal Communications Chairman Ajit Pai. [Read more »](#)

WHITE COLLAR

Atty Resigns From Port Authority Post Amid Ethics Probe

An attorney and lobbyist who served as a Port Authority of New York and New Jersey commissioner has resigned amid an ethics investigation into "profoundly disturbing" conduct, the transportation agency confirmed Monday, framing the probe as part of the embattled agency's path to reform. [Read more »](#)

POLITICS

Feature

Hangley Aronchick Gets Nearly \$1M In Pa. Gerrymander Fees

Even after racking up close to \$1 million in legal bills from Hangley Aronchick Segal Pudlin & Schiller in court challenges over Pennsylvania's congressional map, the state's Democratic governor didn't come near the nearly \$3 million spent by Republican

legislative leaders on the litigation. [Read more »](#)

CIVIL RIGHTS

Pa. Judge Scolds Gov't For Denying Benefits To Gay Widower

A Pennsylvania federal judge reprimanded the Social Security Administration for refusing to recognize one of the state's same-sex common law marriages, ordering Monday that the government pay a widower's costs and fees because it "spent months searching for reasons to deny him benefits based on that marriage." [Read more »](#)

EXPERT ANALYSIS

Big Changes Ahead For Renewable Fuel Standard

The Renewable Fuel Standard has been the center of sustained policy discussion and resulting uncertainty during the first year of the Trump administration. Joel Beauvais and Steven Croley of Latham & Watkins LLP analyze recent developments with a focus on the legal framework and implications for the RFS program. [Read more »](#)

FDA's Essure Order Affirms Role Of Learned Intermediary

The U.S. Food and Drug Administration's order to restrict sales of Bayer's birth control device Essure represents a significant reordering of the old "doctor knows best," paradigm and continues the trend toward greater patient autonomy and participation in one's own medical treatment, say Robert Friedman and Mark Sentenac of King & Spalding LLP. [Read more »](#)

How States, Federal Agencies Are Challenging Drug Prices

High prescription drug prices are increasingly a focal point in the discussion of U.S. health care spending. While there is little consensus in

Congress, there has been considerable recent activity in the federal executive branch and in state legislatures, say Tom Bulleit and Rebecca Williams of Ropes & Gray LLP. [Read more »](#)

New Wash. Employment Laws Focus On Privacy And #MeToo

June will be a busy month for employers in the state of Washington. The impending activity is a result of Gov. Jay Inslee's recent signing of a series of bills that directly impact the employer-employee relationship and impose a variety of new restrictions and obligations on employers, say Christopher Gegwich and Christopher Moro of Nixon Peabody LLP. [Read more »](#)

LEGAL INDUSTRY

Ex-BigLaw Atty Who Shot Wife Found Guilty Of Murder

A former Fisher Phillips LLP partner who fatally shot his wife during a nighttime drive was convicted of felony murder on Monday, with an Atlanta jury rejecting the attorney's contention that the shooting was an accident. [Read more »](#)

Ethics Rules Have Not Evolved With AI, GCs Say

The profusion of artificial intelligence tools available to legal departments and law firms will go a long way to freeing attorneys up from more-mundane work, but ethics rules have not evolved with the technological advances, corporate counsel said Monday. [Read more »](#)

Law Firms Must Adapt To Changing Industry, GCs Say

Law firms need to operate on both relationship and market terms and strive for a diverse workforce, or they risk being replaced by alternate service providers that focus on driving change with creative solutions and metrics, a panel of veteran female general

counsel told law professionals gathered in Las Vegas on Monday. [Read more »](#)

How To Benefit From Gender Dynamics In Communication

One of the best ways to reduce unconscious bias in the workplace is to consider hidden assumptions and unwritten rules that influence behaviors, according to a speaker at a conference in Las Vegas on Sunday. [Read more »](#)

NY Bar Aims To Help Uninitiated With Arbitrator Appointments

The New York City Bar Association's arbitration committee has released a report detailing arbitrator appointment procedures of various arbitral institutions for commercial proceedings to help guide parties who lack extensive experience, according to a Monday notice. [Read more »](#)

BigLaw On Track For A Big Lobbying Year In 2018

The first quarter of 2018 started off with a bang for BigLaw lobbyists, with the majority of top firms exceeding last year's lobbying revenue and Akin Gump posting its second quarter in a row earning \$10 million or more in lobbying fees. [Read more »](#)

Interview

15 Minutes With Target's General Counsel

Target's chief legal and risk officer Don Liu spoke to Law360 about what makes a successful in-house attorney, the changing landscape of cyberthreats and how clients can push for a more diverse legal industry. [Read more »](#)

JOBS

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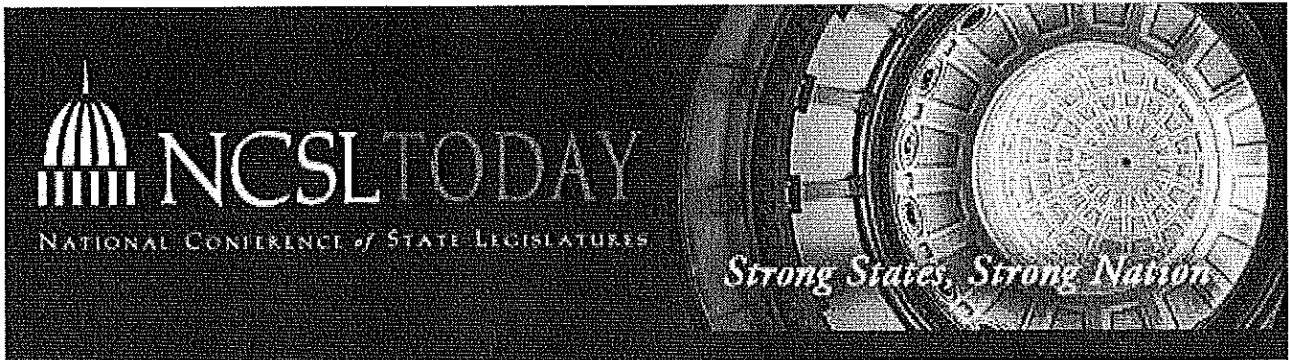
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From: NCSL TODAY
Sent: Thursday, April 26, 2018 10:46 AM
To: Rep48
Subject: More states allowing community colleges to offer four-year degrees

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TOP NEWS April 26, 2018

More states allowing community colleges to offer four-year degrees

= A

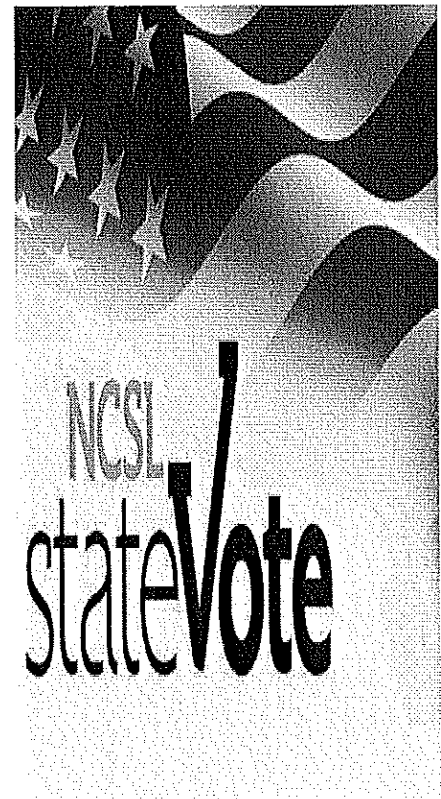
Stateline

As college costs rise and state officials look to accommodate nontraditional and low-income students, more are turning to community colleges to develop programs for industries with a lot of need — sometimes irking officials at four-year universities in the process.

Oklahoma aims to boost its economy by solving government problems

Route Fifty

The state's tech team has an ambitious plan to fuel the state's technology sector; it's early, but they may be on to something.



No dice: Florida lawmakers fail to reach deal for gambling special session

Orlando Sentinel

Senate President Joe Negron said that while "significant progress" had been made between House and Senate negotiators on a deal to offer slot machines in some counties while attempting to reduce gambling outlets statewide; they failed to reach an agreement.

Tennessee lawmakers OK making locals help detain immigrants

Associated Press

Tennessee lawmakers have passed legislation to require state and local law enforcement to detain immigrants for deportation for federal officials without requiring warrants or probable cause.

Minnesota lawmaker ends House floor sit-in to protest inaction on gun control laws

Minneapolis Star Tribune = A

A DFL state lawmaker concluded a 24-hour sit-in on the floor of the state House on Wednesday morning, urging gun-control advocates to keep pushing lawmakers to tighten gun laws in Minnesota.

How cities fell out of love with sports stadiums

Governing

Major league teams used to get everything they wanted from sports-mad cities. Now they have to fight for it — and increasingly, they're losing. **NCSL data cited.**

NCSL launches StateVote 2018

Voters in nearly every state will go to the polls on Tuesday, Nov. 6, to determine the outcome of 6,066 legislative races. Thirty-six governorships are up for election this year as well.



LegisBrief: Examining scope of practice

Notable documents award

Registration open for 2018 Legislative Summit, July 30-Aug. 2; You'll love L.A.



Supreme Court hears oral argument in Texas redistricting case

In *Abbott v. Perez* a number of persons and advocacy groups challenged the Texas Legislature's 2011 state legislative and congressional redistricting plan claiming it discriminated against black and Hispanic voters in violation of the Constitution's Equal Protection Clause and the Voting Rights Act.

State Legislatures magazine story on improving odds
that taxpayer-subsidized stadiums will succeed.



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From: Ohio Arts Council

Sent: Thursday, April 26, 2018 1:33 PM

To: Rep48

Subject: April | Meet the artist behind the Governor's Awards & more

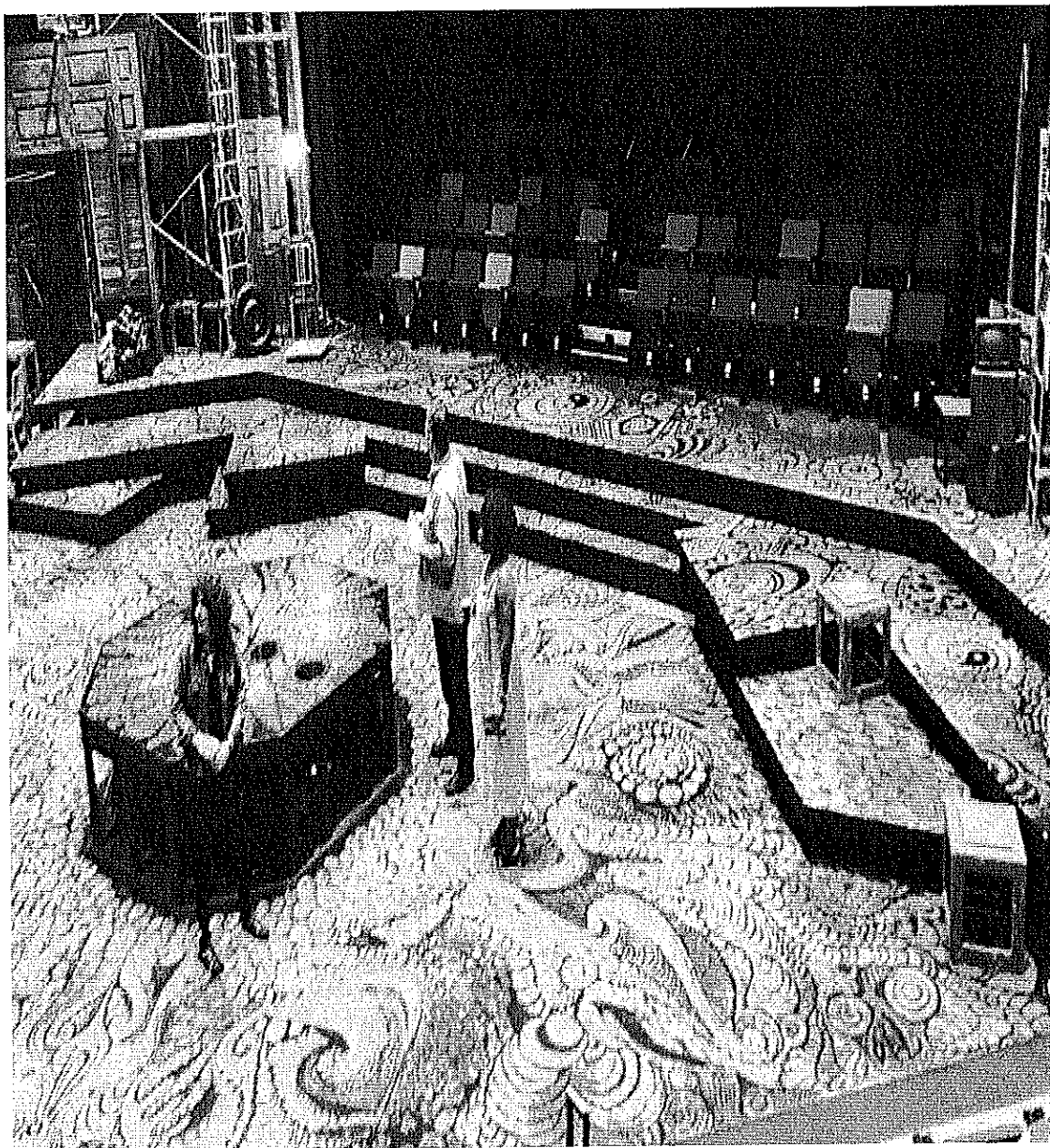
Keep up to date on Ohio Arts Council news, grant deadlines, and more.

[View this email in your browser](#)

Share your story with #ArtsOhio



**HOW ARE YOU DOING WITH YOUR NEW YEAR'S
RESOLUTION ... IT'S JUST THE START OF SPRING?!**



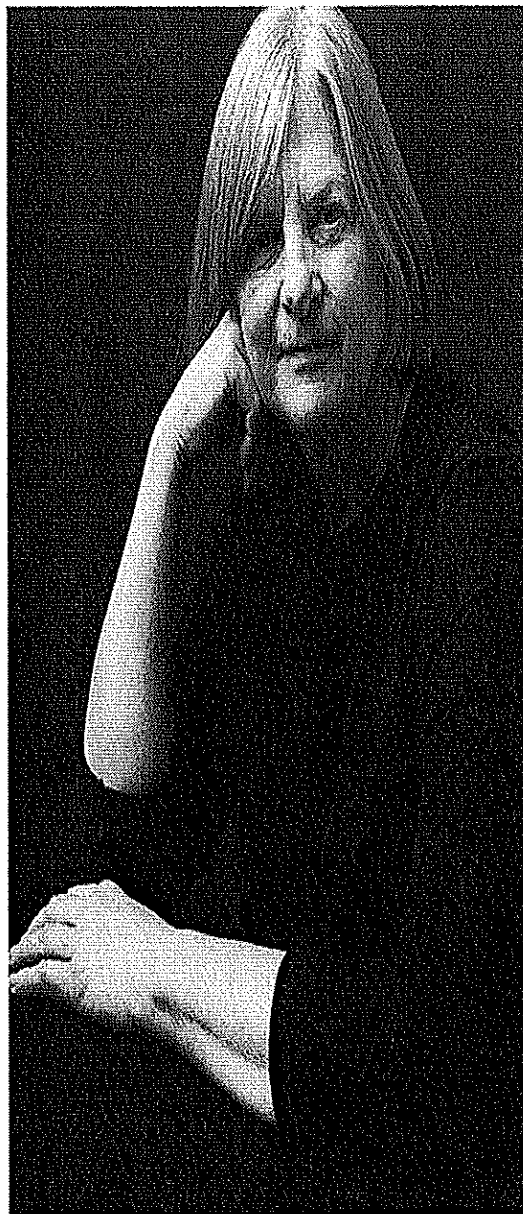
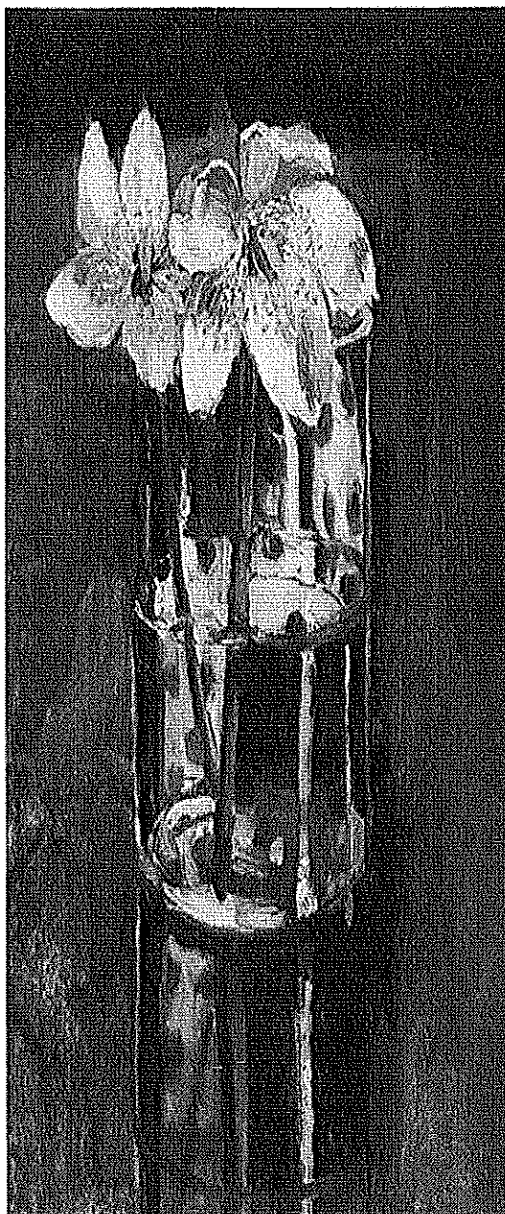
Ohio Arts Council Artist Programs/Percent for Art Director Ken Emerick and Arts Learning Coordinator Chiquita Mullins Lee visit the Near West Theatre in the Gordon Square Arts District. Dedicated to building relationships among diverse people through transformational theatre experiences, the Near West Theatre upholds inclusion, activism, and love as core values in its mission.

"Here at the Ohio Arts Council we are always looking for ways to enhance our culture to ensure diversity and inclusion are the norm. My resolution was to be an active participant ensuring the actions of the Ohio Arts Council fostered an inclusive culture."

In this month's Message from the Executive Director, Donna S. Collins reflects on the Ohio Arts Council's commitment to diversity and inclusion.

[READ DONNA'S MESSAGE](#)

GOVERNOR'S AWARDS ARTIST BRINGS LIFE TO STILL LIFE



This year's Governor's Awards artist, Carol Stewart, puts a splash of sunshine in her paintings because she believes that a still life does not have to be still. As the 2018 Governor's Award artist, Stewart has created nine pieces of art specifically for the winners who will be honored at the annual Arts Day & Governor's Awards for the Arts in Ohio luncheon and awards ceremony on May 16 at the Columbus Athenaeum.

READ MORE

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

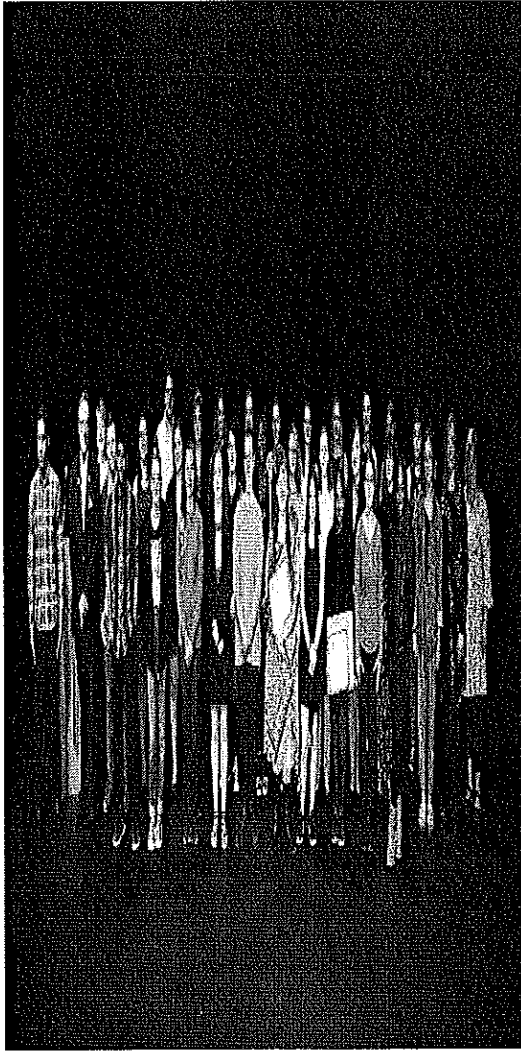


See Carol's work at the 2018 Arts Day &
Governor's Awards for the Arts luncheon

May 16, 2018

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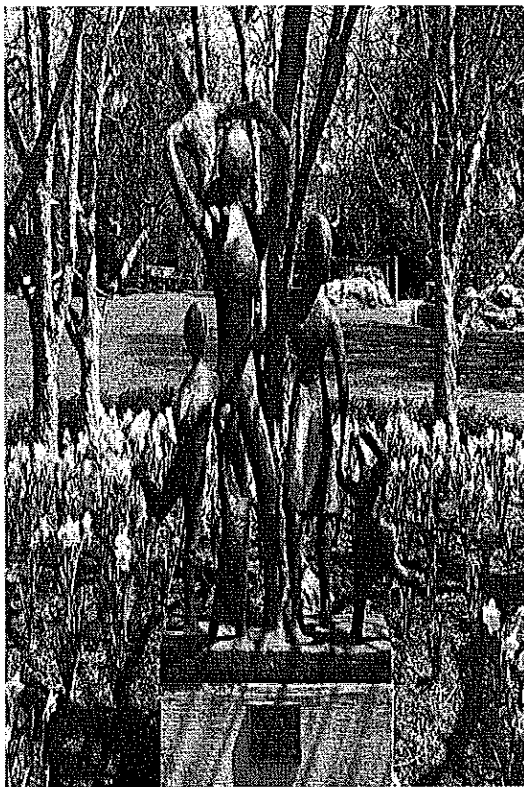
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**STUDENTS SHOWCASE
ARTWORK AT OHIO
HOUSE
OF REPRESENTATIVES
ART EXHIBITION**

The third annual exhibition features exemplary visual art created by high school students from all corners of Ohio.

[VIEW PHOTOS](#)



OPENING OF SPECIAL EXHIBITION MARKS HOLOCAUST REMEMBRANCE DAY

The Ohio Governor's Residence and Heritage Garden commemorated Holocaust Remembrance Day on April 12 with the opening of a special limited exhibition, *The Life and Works of Alfred Tibor*, which will be on view until May 15.

[READ MORE](#)



TWO OHIO DANCE COMPANIES SELECTED FOR *DANCEMOTION USA* INTERNATIONAL TOURS

For a little more than three weeks in May, the Dayton Contemporary Dance Company will travel to Russia and Kazakhstan, while the Bebe Miller Company will travel to Colombia and Peru in June.

[READ MORE](#)

Art & Accessibility

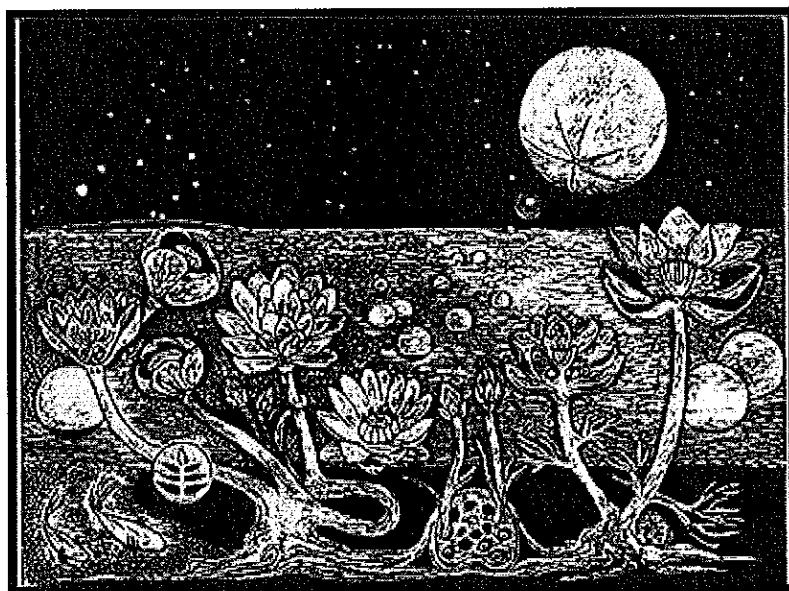
Art & Accessibility Tip #8: Seek Out Accessibility Inspiration

Have you ever wondered about examples of good accessibility? Try [the Smithsonian](#) for ideas for your website. Another good example is [The Kennedy Center's](#) page on how to approach accessibility.

For more accessibility ideas from local, regional, or national websites, contact Kim Turner, the accessibility coordinator at the Ohio Arts Council, at kim.turner@oac.ohio.gov.

The Ohio Arts Council believes that everyone has the right of equal access to the arts. Each month, the ArtsOhio newsletter includes an accessibility tip for arts organizations. For additional accessibility resources, visit oac.ohio.gov/About/About-the-Council/Accessibility.

ON VIEW



LOBBY SHOW: PHOENIX RISING PRINTMAKING COOPERATIVE

April 12 - May 10, 2018

Phoenix Rising Printmaking Cooperative is dedicated to promoting the art of printmaking by providing a well-equipped studio, educational opportunities, an environment of mutual support, camaraderie, and inspiration for artists, students, and the community.

COMING SOON



WOMEN TO WATCH OHIO - 2018

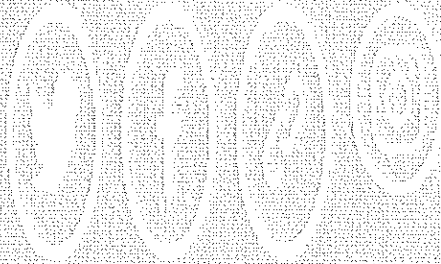
May 3 - July 7, 2018

Women to Watch Ohio – 2018 showcases the work of 10 Ohio women working with metal through sculpture, installation, jewelry, and two-dimensional works. The exhibition is developed in collaboration with the Ohio Advisory Group of the National Museum of Women in the Arts and is curated by Ann Bremner and Matt Distel. This is the second *Women to Watch Ohio* exhibition initiated by the Ohio Advisory Group and the first to encompass mid-Ohio as well as the northeast and southwest regions of the state.

[READ MORE](#)

Image credits: 1) Ohio Arts Council Artist Programs/Percent for Art Director Ken Emerick and Arts Learning Coordinator Chiquita Mullins Lee visit the Near West Theatre in the Gordon Square Arts District, photo by Ohio Arts Council; 2) Hellebores by Carol Stewart; 12" x 9"; oil on paper on panel; Carol Stewart portrait, photo by Tariq Tarey; 3) Artwork: "Marigold" by Carol Stewart; 4) 2018 Ohio House of Representatives Student Art Exhibition, photo by Cora Slack; 5) To Life by Alfred Tibor, Bronze Resin, 66" x 18" x 44", photo courtesy of the Ohio's Governor's Residence and Heritage Garden; 6) "Shed" performed by the Dayton Contemporary Dance Company, photo by Jeff Sabo; 7) Art & Accessibility Graphic, Image credit: Ohio Arts Council; 8) Phoenix Rising Printmaking Cooperative lobby show, image credit: Jennifer Cross, Ascension

by Lotus, 2017, woodcut relief print, 25" x 31"; 9) Women to Watch Ohio - 2018 post card, image credit: Carol Boram-Hays, WHOOSH (detail), 2017, steel, duct tape, 114" x 80" x 48"



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To: Rep48
Subject: DOJ Tackles 'Piling On' Of Corporate Penalties In New Policy

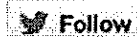


PUBLIC
POLICY

LEX MACHINA - 2018 Top Law Firm Report for Select Federal Litigation

Rankings across all of Lex Machina's practice area modules -- patent, antitrust, employment, product liability, securities, and more -- on the firms that have filed and defended the most cases. Request your copy here.

Thursday, May 10, 2018



TOP NEWS

DOJ Tackles 'Piling On' Of Corporate Penalties In New Policy

U.S. Deputy Attorney General Rod Rosenstein announced in two speeches in New York on Wednesday that the U.S. Department of Justice had added a new internal policy setting out guidelines to help prosecutors avoid "piling on" corporate penalties with other U.S. enforcement agencies. [Read more »](#)

Feature

5 Names To Watch In Race To Be Next New York AG

The sudden downfall of former New York Attorney General Eric Schneiderman has opened a frenzy of speculation as to who's in the running to become the Empire State's next top cop, and the answer could prove historic if



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LAW FIRMS

it leads to the first woman or minority to be elected to the powerful post. [Read more »](#)

Analysis

Dems Campaign To Force Vote On Reinstating Net Neutrality

Democrats scrambling to preserve Obama-era net neutrality rules officially filed a petition Wednesday to force a Senate vote on a measure meant to neutralize the Trump Federal Communications Commission's controversial rollback of the regime. [Read more »](#)

Analysis

The US Has Exited The Iran Deal. What Happens Now?

The Trump administration's decision to pull out of a historic nuclear disarmament deal with Iran will have serious ramifications for global geopolitics and national security, but the move will in the near term have its most pointed effect on companies doing or considering business in Iran. [Read more »](#)

Dems Urge Probe Of DOJ's Immigration Judge Hiring

Eight congressional Democrats penned a letter to U.S. Department of Justice Inspector General Michael Horowitz on Tuesday asking him to undertake an investigation into allegations the agency engaged in politicized hiring practices for immigration judges. [Read more »](#)

Trump's 9th Circ. Pick Takes Flak Over College Writings

President Donald Trump's first nominee to the Ninth Circuit on Wednesday weathered criticisms about opinions he'd penned in college, as Democrats fumed over Republicans breaching the Senate Judiciary Committee's "blue slip" tradition to advance his nomination. [Read more »](#)

Senate Confirms La.'s Engelhardt For 5th Circ.

Baker Botts
Ballard Spahr
Bryan Cave
Cadwalader Wickersham
Choate
Clayman & Rosenberg
Clifford Chance
Covington & Burling
Epstein Becker Green
Erickson Immigration Group
Garvey Schubert
Gass Weber
GrayRobinson
Hagens Berman
Hogan Lovells
Holland & Knight
Jacobson Burton
Kirkland & Ellis
Lawyers' Committee for Civil Rights
Lowenstein Sandler
McDermott Will
Moore & Van Allen
Morgan Lewis
Morrison & Foerster
Paul Hastings
Paul Weiss
Ropes & Gray
Seyfarth Shaw
Sidley Austin
Stroock & Stroock
Trucker Huss
Weil Gotshal
WilmerHale
Yetter Coleman

COMPANIES

AT&T Inc.

The Senate confirmed President Donald Trump's fourth pick for the high-profile Fifth Circuit on Wednesday, sending U.S. District Judge Kurt D. Engelhardt to the appellate panel. [Read more »](#)

BANKING & SECURITIES

Dems Ask Trump To Pull Kirkland Partner's DOJ Nomination

U.S. Senate Judiciary Committee Democrats on Wednesday called on President Donald Trump to withdraw his controversial nomination of Kirkland & Ellis LLP's Brian Benczkowski to lead the Department of Justice's criminal division over his representation of a bank with ties to Russian President Vladimir Putin. [Read more »](#)

Analysis

Taking On Gun Lobby Could Backfire For NY Bank Agency

New York's top financial regulator has turned heads with its recent focus on the National Rifle Association's ties to state banks and insurers, with experts saying a foray into the contentious gun control debate could backfire on the agency and the firms it regulates. [Read more »](#)

ENERGY & ENVIRONMENTAL

Trump Agenda Maintains Enviro Deregulatory Momentum

The Trump administration on Wednesday said it plans to roll back or revise several environmental- and energy-related regulations over the next few months, including loosening policies that dictate how strictly an air pollution-emitting facility is controlled, determining the extent of the federal government's jurisdiction under the Clean Water Act and, of course, the replacement of the Clean Power Plan. [Read more »](#)

American Academy of Family Physicians
American Civil Liberties Union
American College of Physicians
American Petroleum Institute Inc.
Arctic Slope Regional Corp.
Association of Corporate Counsel
BMW of North America LLC
BP p.l.c.
British Broadcasting Corp.
Cable News Network Inc.
Comcast Corporation
Cox Communications Inc.
DISH Network Corporation
Economists Incorporated
Etsy Inc.
Facebook
FedEx Corporation
Financial Industry Regulatory Authority Inc.
Fordham University
General Motors
Google Inc.
HBR Consulting LLC
Home Box Office Inc.
Microsoft Corporation
NBCUniversal Inc.
National Collegiate Athletic Association
National Employment Law Project
National Rifle Association of America
Navient Corp.
New York City Bar Association
New York Daily News Co.
New York Post
New York State Bar Association
Odebrecht SA
Planned Parenthood Federation

Calif. Mandates Solar Panels On New Homes Starting In 2020

California on Wednesday became the first state in the country to require solar panels on all new homes, marking its latest effort to aggressively curb greenhouse gas emissions. [Read more »](#)

Biofuel Groups Back EPA In Renewable Fuel Spat

Three biofuel industry groups have told the D.C. Circuit that a slew of refiners' challenge to a U.S. Environmental Protection Agency rule that set the levels of renewable fuel to be blended into the nation's fuel supply will, if successful, undermine the congressional intent for a market-driven standard. [Read more »](#)

HEALTH & LIFE SCIENCES

Fla. Hospital Wins Challenge To Audited Financials Rule

A Florida administrative law judge struck down a state agency rule Tuesday that required general hospitals to provide audited financial statements when applying for certificates of need to build new facilities, siding with a hospital that the provision was an invalid exercise of delegated legislative authority. [Read more »](#)

TRANSPORTATION & INFRASTRUCTURE

DOT Picks Expanded Drone Ops Test Sites, Mulls New Rules

The U.S. Department of Transportation on Wednesday picked 10 sites in Alaska, California, Florida, Nevada, North Dakota, North Carolina, Kansas, Oklahoma, Virginia and Tennessee to test expanded drone operations, including package-delivery and nighttime flights, and is considering additional new rules for drones. [Read more »](#)

EMPLOYMENT

Reddit Inc.
Royal Dutch Shell PLC
Sharp Corp.
Sierra Club
Solar Energy Industries Association
Stroz Friedberg LLC
TBS International Limited
TechFreedom
The DIRECTV Group, Inc.
Time Warner Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
Volkswagen
Washington Post Co.

GOVERNMENT AGENCIES

Antitrust Modernization Commission
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California Energy Commission
Choctaw Nation of Oklahoma
Consumer Financial Protection Bureau
Department of Commerce
Employee Benefits Security Administration
Equal Employment Opportunity Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Aviation Administration

Joint Employer Plan, OT Highlight Trump's Labor Agenda

The National Labor Relations Board plans to issue a rule setting out a test for when affiliated businesses are joint employers and the U.S. Department of Labor will revise how it defines workers' base pay when calculating overtime, according to a regulatory roadmap the Trump administration released Wednesday. [Read more »](#)

ACA Birth Control Rules Top EBSA's Spring Priority List

The Employee Benefits Security Administration's spring priorities include allowing employers to opt out of covering birth control and expanding a program that allows employers to duck civil penalties for fiduciary violations, according to a list filed with the White House's regulatory affairs office on Wednesday. [Read more »](#)

COMPETITION

Feature

AT&T-Time Warner Trial: Experts, Leverage And A Crystal Ball

One of the most significant government merger trials in recent memory wrapped last week, and courtroom comments included references to crystal balls and Kabuki dances. But in the end, the fate of AT&T's \$85 billion deal for Time Warner will hinge on one thing: how U.S. District Judge Richard Leon believes the planned merger would affect the evolving media industry. [Read more »](#)

House Passes Bill To Change FTC's Merger Reviews

The U.S. House of Representatives passed a bill Wednesday aimed at making the U.S. Department of Justice's and Federal Trade Commission's merger review processes more similar, eliminating the FTC's ability to

Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Internal Revenue Service
Kansas Department of Transportation
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Indian Gaming Commission
National Labor Relations Board
Native Village of Barrow
New York Attorney General's Office
New York State Department of Financial Services
North Carolina Department of Transportation
North Dakota Department of Transportation
Office of Foreign Assets Control
Office of Natural Resources Revenue
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Spirit Lake Tribe
Turtle Mountain Band of Chippewa Indians
U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Homeland Security

challenge a merger administratively. [Read more »](#)

CYBERSECURITY & PRIVACY

Verizon Exits Fight Against Proposed Calif. Privacy Law

Verizon has become the second major company to bow out of a fight challenging a California ballot proposal that would let consumers know what types of information companies are collecting, sharing and selling on them, saying it will turn its attention from state-level fights to nationwide policy efforts. [Read more »](#)

Ga. Gov. Vetoes Anti-Hacking Law, Cites National Security

Georgia Gov. Nathan Deal on Tuesday vetoed legislation that would have criminalized accessing a computer or network "without authority" and allowed companies to take active defensive measures against suspected cyberattackers, citing potential national security consequences. [Read more »](#)

CONSUMER PROTECTION

Mulvaney Targets CFPB's Student Lending Office In Reorg

Consumer Financial Protection Bureau Acting Director Mick Mulvaney said Wednesday that an agency office that's been involved in investigating student loan abuses is being merged into another office focused on educating consumers, a move that consumer advocates are comparing to "shuttering the fire department in the middle of a three-alarm fire." [Read more »](#)

INTERNATIONAL TRADE

US Accuses India Of Underreporting Food Subsidies At WTO

The U.S. Trade Representative and secretary of agriculture on Wednesday accused the

U.S. Department of Housing and Urban Development

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of State

U.S. Department of Transportation

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Senate

U.S. Senate Committee on Indian Affairs

U.S. Supreme Court

World Trade Organization

Indian government of underreporting its market price support for wheat and rice production, and announced they= 2d filed a counter-notification with the agricultural arm of the World Trade Organization. [Read more »](#)

TAX

IRS To Unveil TCJA Foreign Tax Credit Rule By Late Summer

In August, the U.S. Treasury Department and Internal Revenue Service will release guidance on foreign tax credits as they relate to last year's tax overhaul legislation. [Read more »](#)

IMMIGRATION

Texas Sanctuary City Suit Won't Get 2nd Look At 5th Circ.

The Fifth Circuit has declined to revisit its ruling upholding a Texas statute that bars so-called sanctuary city policies, leaving in place a decision that the law is largely not in violation of the U.S. Constitution. [Read more »](#)

Judge To Move Fast On Suit Over Census Citizenship Query

A Manhattan federal judge said Wednesday he will move quickly to resolve a challenge by a coalition of states to the Trump administration's controversial decision to add a question on citizenship status to the 2020 census, noting the approaching population count and the high likelihood of appellate review. [Read more »](#)

ICE Urges Toss Of Suit Over Immigrant Teens' Detention

U.S. Immigration and Customs Enforcement asked a D.C. federal court on Monday to scrap a proposed class action by three teenagers who immigrated to the U.S. illegally as unaccompanied minors, arguing it had discretionary power to transfer them to adult detention centers once they turned 18. [Read more »](#)

Trump's TPS Cancellation For Hondurans Challenged In Court

A group of immigrants and nonprofits challenged the Trump administration's recent decision to cancel temporary protected status for Honduran immigrants living in the U.S., arguing in an amended complaint filed on Wednesday in Massachusetts federal court that the termination is discriminatory and unconstitutional. [Read more »](#)

Sens. Question End Of Haitian Deportation Protections

A dozen Democratic lawmakers have called on the heads of the Department of Homeland Security and U.S. Citizenship and Immigration Services to provide details behind the reason to terminate a deportation protection program for Haitian immigrants, citing a report they say shows political bias may have been a factor. [Read more »](#)

Immigration Bill Roundup: Afghan Visas, Funding For Judges

Members of the 115th Congress have introduced bills that would add funding for additional immigration judges and call for more visas for Afghans who have assisted the American government's efforts in their country. [Read more »](#)

NATIVE AMERICAN

DOI Nominee Talks Tribal Consultation, BIA Turmoil At Hearing

The Trump administration's nominee to serve as assistant secretary for Indian Affairs within the U.S. Department of Interior told a Senate committee Wednesday that her work would be guided by tribal interests and that she will take steps to tackle staffing concerns within the agency. [Read more »](#)

Indian Trader Regs, Coal Valuation Up Next On Trump Agenda

The Trump administration is preparing to propose new rules for those doing business on Native American tribal lands and for Indian coal valuation, among other regulatory initiatives impacting Indian Country, the White House said Wednesday. [Read more »](#)

Bipartisan CROPS Bill Gives Tribes More Say On USDA Funds

The leaders of the U.S. Senate Committee on Indian Affairs introduced a bipartisan bill Tuesday during Congress' ongoing Farm Bill 2018 talks, proposing to let Native American tribes exercise greater self-governance in Indian country when tapping more than \$150 million in funded U.S. Department of Agriculture programs. [Read more »](#)

TELECOMMUNICATIONS

Reps Demand FCC's Pai Answer For 'Faulty' Broadband Data

Two leading House Democrats demanded answers from Federal Communications Commission chairman Ajit Pai about broadband infrastructure deployment maps widely considered to dramatically overstate coverage, which the lawmakers say critically undermines December's order repealing net neutrality. [Read more »](#)

TechFreedom Adds Space Law Expert As GC

TechFreedom has appointed its first general counsel, a former senior adjunct fellow at the technology think tank who has years of expertise as a technology attorney and as a pioneer in the practice of international space law, according to a Wednesday statement. [Read more »](#)

Cuomo Atty Slams Vance's 'Absurd' Bid For Former AG Case

Alphonso David, counsel to New York Gov. Andrew Cuomo, eviscerated Manhattan District Attorney Cyrus Vance in a letter Wednesday

for suggesting he should investigate domestic violence allegations against the state's former Attorney General Eric Schneiderman, calling it "frankly absurd" to think he could investigate an office simultaneously investigating him. [Read more »](#)

PEOPLE

FTC Chief Sticks To Familiar Faces For Senior Staff Hires

Newly installed Federal Trade Commission chair Joseph Simons announced a slate of senior staff appointments Tuesday, and while the agency's three new commissioners have had little time to settle into their new digs, most of Simons' picks have deep roots at the agency. [Read more »](#)

EXPERT ANALYSIS

How Iran Deal Pullout Will Impact Cos. And Investors

President Donald Trump's highly controversial decision to reinstate U.S. sanctions against Iran represents a dramatic change in policy, with significant consequences for international business and investors. The move could quickly put companies that are subject to the laws of multiple jurisdictions in a legally untenable position, say attorneys with Ropes & Gray LLP. [Read more »](#)

8 Key Tax Provisions Of The NY State Budget

Irwin Slomka of Morrison & Foerster LLP reviews eight key tax provisions adopted by the New York state 2018-2019 Legislature in response to the Tax Cuts and Jobs Act. [Read more »](#)

SEC Proposal Strikes At The Heart Of Broker-Dealer Model

The U.S. Securities and Exchange Commission's proposed best-interest requirement for broker-dealers would likely

discourage the offering of "full-service" brokerage and encourage alternatives, such as "discount" brokerage and fee-based advisory accounts, says Steven Lofchie of Cadwalader Wickersham & Taft LLP. [Read more »](#)

Trade Association Dues: Calculating The Deduction Post-TCJA

Trade associations and businesses lost the deduction for lobbying at the local and tribal level in last year's tax overhaul. Now they need to reassess the percentage of dues members can deduct or risk proxy tax liability, says Andrew Emerson of Holland & Knight LLP. [Read more »](#)

F-1 Visa Holders Changing To H-1B Face New Risks

U.S. Citizenship and Immigration Services recently announced it will temporarily suspend premium processing for all fiscal year 2019 H-1B cap petitions. While this move affects many stakeholders, F-1 visa holders may be exposed to more collateral harm in the long run unless policy changes are made, says Xavier Francis of Erickson Immigration Group. [Read more »](#)

A General Counsel's Tips For Succeeding As A New Associate

Based on his experience as a BigLaw associate for six years and now as general counsel for a tech startup, Jason Idilbi of Passport Labs offers some best practices for newer associates — whether they are serving external clients or senior attorneys within their firms. [Read more »](#)

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Hagens Berman's Steve Berman

Hagens Berman Sobol Shapiro LLP's Steve Berman helped secure a \$1.67 billion payout for dealers over Volkswagen's emissions cheating scandal and a \$209 million settlement

for student-athletes suing the NCAA over its limits on compensation for living expenses, earning him a place as one of Law360's 2018 Titans of the Plaintiffs Bar. [Read more »](#)

Feature

How Chief Risk Officers Can Help Firms Adhere To The GDPR

As law firms increasingly operate as businesses, they face a wide range of risks and a demanding regulatory environment, and the fast-approaching European Union data protection regime is one component of the evolving landscape affecting those organizations. Here's why some law firms have hired a chief risk officer to adhere to this upcoming regulation. [Read more »](#)

Legal Tech's Diversity Gap Thwarts Access To Justice

The recent explosion in legal technology was intended to expedite delivery of legal services and yet the gap in access to justice in America remains, a shortfall that a new report says may be because of a lack of diversity among the field's leaders. [Read more »](#)

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From: Public Policy Law360

Sent: Friday, May 11, 2018 4:27 AM

To: Rep48

Subject: EXCLUSIVE: Immigration Court Overhaul Outlined In Draft Bill



PUBLIC
POLICY

LEX MACHINA - 2018 Top Law Firm Report for Select Federal Litigation

Rankings across all of Lex Machina's practice area modules -- patent, antitrust, employment, product liability, securities, and more -- on the firms that have filed and defended the most cases. Request your copy here.

Friday, May 11, 2018



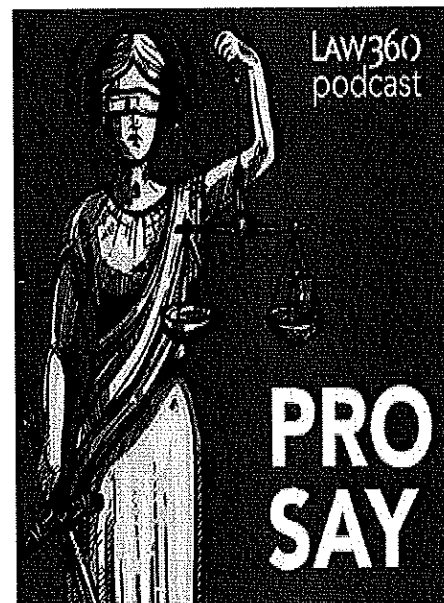
TOP NEWS

EXCLUSIVE: Immigration Court Overhaul Outlined In Draft Bill

Sen. Kirsten Gillibrand, D-N.Y., is considering introducing sweeping legislation to overhaul the nation's immigration court system by establishing independent tribunals with trial and appellate divisions, according to a draft of the bill obtained exclusively by Law360 on Thursday. Read more »

Cleary, Skadden, Sidley Vets Among Latest Judicial Picks

President Donald Trump launched another bloc of court nominees Thursday, announcing picks for the Ninth Circuit and district courts in New York, Pennsylvania and Alabama, including a partner from Cleary Gottlieb Steen & Hamilton LLP and veterans of Skadden Arps



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LAW FIRMS

Slate Meagher & Flom, Simpson Thacher & Bartlett and Sidley Austin LLP. [Read more »](#)

Gass Weber Partner Overcomes Dems For 7th Circ. Seat

The Senate confirmed Gass Weber Mullins LLC partner Michael Brennan to a post on the Seventh Circuit on Thursday, despite Democrats' complaints that the appointment violated traditional U.S. Senate deference to home-state senators. [Read more »](#)

Starn O'Toole Vet Makes Headway Toward 9th Circ. Bench

President Donald Trump's choice for a Ninth Circuit vacancy sailed through the Senate Judiciary Committee with bipartisan support Thursday, putting one of the president's picks for the high-profile court on the Senate floor for the first time. [Read more »](#)

Feature

Trump To Unveil 4-Point Plan For Curbing Drug Prices

President Donald Trump on Friday will target drug prices with a four-point plan intended to boost the negotiating power of private Medicare plans, reduce list prices, ease out-of-pocket costs and tackle "freeloading" by countries that more aggressively limit prices, according to senior administration officials. [Read more »](#)

Analysis

New Tax Law's Impact On M&A Coming Into Focus

The new federal tax law was expected to change how deals get structured, and four months after its enactment, it is becoming clear how the legislation is having an impact on negotiations and tax planning strategies. [Read more »](#)

Giuliani Resigns From Greenberg Traurig Amid Trump Work

Addleshaw Goddard

Arnold & Porter

Bailey Cavalieri

Baker McKenzie

Bancroft PLLC

Barnes & Thornburg

Bienert Miller

Birch Horton

Blank Rome

Bracewell

Bricker & Eckler

Bryan Cave

Butler Snow LLP

Carter Ledyard

Cary Kane

Cleary Gottlieb

Cotsirilos Tighe

Covington & Burling

DLA Piper

Dechert

Dentons

Dickstein Shapiro

Dilworth Paxson

Dinsmore & Shohl

Earthjustice

Foley & Lardner

Fredrikson & Byron

Gass Weber

Gibson Dunn

Greenberg Traurig

Herbert Smith Freehills

Hodgson Russ

Hogan Lovells

Holland & Knight

Jones Day

Kaeske Law Firm

Kessler Topaz

Kirkland & Ellis

Former federal prosecutor and New York City mayor Rudy Giuliani has resigned from Greenberg Traurig LLP just weeks after he joined President Donald Trump's legal team, the law firm confirmed on Thursday. [Read more »](#)

BANKING & SECURITIES

Crypto-Mining Poses Tax Headache For IRS, Panelist Says

The proliferation of cryptocurrency mining represents a tax administration hurdle for the Internal Revenue Service, an attorney with the agency told a conference audience Thursday in Washington, D.C. [Read more »](#)

SEC Opens 'Best Interest' Broker Proposal To Public Comment

The U.S. Securities and Exchange Commission on Wednesday opened the public comment period on its proposal to hold brokers to a higher standard of care if they are giving advice to retail investors. [Read more »](#)

ENERGY & ENVIRONMENTAL

Analysis

State-Federal Rift Pushes Power Markets To Breaking Point

Backlash against regional grid operator PJM Interconnection LLC's recent proposal to blunt the impact of state subsidies for clean energy in so-called capacity markets where power producers are paid to meet future demand highlights growing tensions between state and federal electricity policies that have experts questioning whether these markets have a viable future. [Read more »](#)

Trump Policies And More Leave Oil Prices A Hazy Unknown

The fate of oil prices over the next year is hazy and fraught with potential volatility thanks to a cocktail of factors ranging from Trump administration policies, including the decision

Lane Powell
Law Office of Louise A. Herman
Linklaters
Mayer Brown
McDermott Will
Miller & Chevalier
Miller Mayer
Mishcon de Reya
Morgan Lewis
Morrison & Foerster
Norton Rose Fulbright
Oblon
Ogletree Deakins
Perkins Coie
Prickett Jones
Proskauer Rose
Quinn Emanuel
Sanford Heisler
Sedgwick LLP
Shipman & Goodwin
Sidley Austin
Simpson Thacher
Skadden
Starn O'Toole
Steptoe & Johnson LLP
Wallace & Graham
Wilkinson Barker

COMPANIES

Amazon.com Inc.
American Bar Association
American Immigration Council
American Immigration Lawyers Association
American Legislative Exchange Council
American Trucking Associations Inc.
Apple Inc.

to pull out of the Iran nuclear deal, to decreased production out of Venezuela and constraints on the Permian Basin, experts told oil and gas industry professionals gathered in Houston on Thursday. [Read more »](#)

EPA Floats Overhaul Of National Ozone Limits Review

The U.S. Environmental Protection Agency on Thursday said it will overhaul how it reviews national ozone limits by considering a range of adverse effects including economic and energy-related ones, following President Donald Trump's demand that the agency make it easier for states and industries to comply with national air emissions standards. [Read more »](#)

Enviros' CRA Challenge Over Nixed Hunting Rule Gets Tossed

A federal judge on Wednesday threw out a lawsuit brought by an environmental group to challenge the constitutionality of the Congressional Review Act after it was used under the Trump administration to roll back a U.S. Fish and Wildlife Service rule prohibiting certain hunting and trapping practices on protected federal lands in Alaska. [Read more »](#)

Feds Say Youth Climate Suit Defies Separation Of Powers

The federal government urged an Oregon federal judge Wednesday to toss a suit accusing federal agencies and the president of failing to protect future generations from the effects of climate change, arguing the relief sought in the case would violate the Constitution's separation of powers. [Read more »](#)

REAL ESTATE

Judge Stops Clock As Ohio Fights To Retain Soccer Team

An Ohio judge has stopped the clock on the statutory period during which the Columbus

Boehringer Ingelheim
Boston Scientific Corporation
Center for Biological Diversity Inc.
Center for Strategic and International Studies
Commerce and Industry Association of New Jersey
Electric Reliability Council of Texas Inc.
Enbridge
Expedia Inc.
Facebook
Federal Bar Association
Federation for American Immigration Reform
Financial Industry Regulatory Authority Inc.
Finjan Holdings Inc.
Fitbit Inc.
Flipkart Internet Pvt. Ltd.
Fortress Investment Group LLC
Hobby Lobby Stores
ISO New England Inc.
Immigration Reform Law Institute
Intellicheck Mobilisa Inc.
International Brotherhood of Teamsters
MAPFRE SA
MGM Grand Hotel LLC
MGM Resorts International
Major League Soccer LLC
McAfee, Inc.
Melaleuca Inc.
Microsoft Corporation
Mohegan Sun
NFL Enterprises LLC
National Rifle Association of America
National Right to Work Legal Defense Foundation

Crew soccer team must field offers from potential buyers before it moves to Texas, in a case with implications on states' influence over sports teams that have received public assistance. [Read more »](#)

EMPLOYMENT

NLRB Members Signal Plans To Review Blocking-Charge Rule

Two Republican members of the National Labor Relations Board signaled Wednesday that the agency may soon revisit its decades-old policy of pausing union elections when a party alleges that workers' freedom to choose whether they want to be represented by a union has been infringed. [Read more »](#)

NJ Lawmakers Advance Bill Limiting Noncompete Agreements

A New Jersey Assembly panel on Thursday advanced legislation to limit the scope of noncompete agreements amid concerns that the measure would jeopardize companies' efforts to protect their confidential information and drive away businesses from the state. [Read more »](#)

CYBERSECURITY & PRIVACY

As GDPR Looms, UK Biz Get Guidance On Consent Rules

The U.K.'s privacy regulator has issued its final guidance to businesses that will need to gain consent to process personal data under the European Union's General Data Protection Regulation, a sweeping new data regime that comes into force in just two weeks. [Read more »](#)

CONSUMER PROTECTION

Law Firm Cites Mulvaney In 9th Circ. Challenge To CFPB

A California law firm that's asking the Ninth Circuit to free it from a Consumer Financial

Nevro Corp.

PJM Interconnection LLC

Pacific Legal Foundation

Professional Insurance Agents

QUALCOMM Incorporated

SK Hynix Inc.

Savills Studley Inc.

Schlumberger Limited

Shire PLC

Southwest Power Pool Inc.

State Bar of California

Takeda Pharmaceutical Co. Ltd.

Talen Energy Corp.

TripAdvisor Inc.

United Mine Workers of America

Viking Global Investors

Wal-Mart Stores Inc.

Wells Fargo & Co.

Zillow Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers

Bureau of Citizenship and
Immigration Services

Central Intelligence Agency

Connecticut General Assembly
Consumer Financial Protection
Bureau

European Union

Executive Office for Immigration
Review

Executive Office of the President

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications
Commission

Federal Energy Regulatory
Commission

Federal Trade Commission

Fish and Wildlife Service

Protection Bureau civil investigative demand pressed its challenge to the constitutionality of the agency's structure on Wednesday, citing recent criticism from CFPB acting Director Mick Mulvaney that the agency he leads "is far too powerful." [Read more »](#)

GOVERNMENT CONTRACTS

Attys Who Sued Hastert In FCA Row Spared Sanctions

Attorneys representing a would-be whistleblower in a False Claims Act suit against former U.S. House Speaker Dennis Hastert will not be sanctioned for filing the suit after settling the dispute with Hastert, an Illinois federal judge ruled Wednesday. [Read more »](#)

AEROSPACE & DEFENSE

Analysis

Iran Deal Exit To Cast Shadow Over Future Negotiations

President Donald Trump's decision to withdraw from the 2015 Iran nuclear deal has cast the U.S. as an unreliable ally and negotiator in the eyes of both allies and adversaries, and the effects on future international deals will be hard to shake, attorneys say. [Read more »](#)

Trump's Military Parade Stays In \$717B House Defense Bill

The House Armed Services Committee wrapped up consideration of its \$717 billion version of the 2019 National Defense Authorization Act early Thursday, with the final bill continuing to support President Donald Trump's proposed military parade, among several contentious clauses. [Read more »](#)

INTERNATIONAL TRADE

Commerce Chief Ross Upbeat On China Trade Talks

Commerce Secretary Wilbur Ross said Thursday that he was optimistic about the

Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Leech Lake Band of Ojibwe
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
National Labor Relations Board
Port Authority of New York & New Jersey
Securities and Exchange Commission
Solicitors Regulation Authority
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United States Court of Appeals for the Third Circuit
World Trade Organization

Trump administration's ongoing trade discussions with China on everything from industrial policy to intellectual property rules, saying that last week's trip to Beijing laid a solid foundation for future talks. [Read more »](#)

State Lawmakers Rally For NAFTA Investment Protection

As officials negotiating the North American Free Trade Agreement continued to huddle in Washington, D.C., Thursday to strike a final deal, a slew of state legislators pressed them to secure the agreement's controversial arbitration system for foreign investors. [Read more »](#)

BANKRUPTCY

GAO Proposes Tightening Debt To Address Puerto Rico Crisis

The Government Accountability Office has suggested increased federal regulation of Puerto Rico's issuing of debt will help it recover from its debt crisis, with the territory countering that the federal office overlooked the structural inequality underlying its financial condition. [Read more »](#)

IMMIGRATION

Analysis

3 Immigration Rules To Watch In Trump's Spring Agenda

The Trump administration published its spring regulatory agenda on Wednesday, highlighting proposed policies that would implement key structural changes at the office that oversees immigration courts, increase investment requirements for EB-5 visas and revoke a visa program for entrepreneurs. Here, immigration attorneys examine the key provisions to watch in the coming months. [Read more »](#)

Open Immigration Cases Increase, DOJ Unit's Report Says

The number of pending immigration cases increased by 7 percent during the first six months of the current fiscal year, while the median completion time for cases involving detainees continued to tick down, according to new statistics from the federal Executive Office for Immigration Review. [Read more »](#)

Immigration Group Sues 2nd Ind. City Over Welcoming Policy

The legal arm of an organization that calls for lower immigration levels on Wednesday filed its second lawsuit challenging the legality of ordinances in Indiana communities that call for the towns to be welcoming to immigrants and for authorities to not cooperate with federal immigration-related requests unaccompanied by court orders. [Read more »](#)

NATIVE AMERICAN

Enbridge, Tribe Slam ALJ Report Rejecting New Pipeline Route

The company behind a pipeline replacement project on Wednesday opposed an administrative law judge's recommendation that the company's new pipeline should be constructed only on the route of the one already there, a sentiment echoed by a Native American band. [Read more »](#)

Conn. Tribal Casino Plan Gets Boost As Rival Bill Falls Short

The Connecticut General Assembly ended its legislative session late Wednesday without voting on a bill that could have paved the way for a proposed MGM Resorts casino in Bridgeport, a project that would have posed a major obstacle to the Mohegan and Mashantucket Pequot's own plans to open a new casino in the state. [Read more = 2](#)

TELECOMMUNICATIONS

FCC Refuses To Reduce \$120M Robocalling Fine

The Federal Communications Commission on Thursday cemented a \$120 million spoofing fine against a Miami man, voting to ink the previously proposed penalty after finding that Adrian Abramovich's robocalling activity and former Telephone Consumer Protection Act violations were enough to merit the full amount. [Read more »](#)

Net Neutrality Sunset Date Set For June

The Obama-era net neutrality rules that controlled how internet service providers treated online traffic and classified internet services as utilities will officially be wiped from the books on June 11, the Federal Communications Commission said Thursday morning. [Read more »](#)

GWB Figures Say Salary Expenses Can't Sustain Convictions

Two former associates of ex-New Jersey Gov. Chris Christie told the Third Circuit on Wednesday that prosecutors have not proven they misused government resources worth at least \$5,000 in causing politically motivated gridlock at the George Washington Bridge, marking the threshold needed to sustain some of their convictions in the scandal. [Read more »](#)

PEOPLE

Dechert Adds Ex-White House Atty To Litigation Team

Dechert LLP has strengthened its global litigation practice with the addition of a former White House attorney who successfully steered Neil Gorsuch to his confirmation as a U.S. Supreme Court justice last year and helped the NFL spike Tom Brady's challenge to his suspension over the "Deflategate" scandal. [Read more »](#)

EXPERT ANALYSIS

Congressional Forecast: May

Congress returned to Washington, D.C., this week for a three-week work period before the Memorial Day recess. The Republican majority is aiming to meet deadlines on several priority items, including fiscal year 2019 appropriations bills and renewed program authorizations for agriculture, defense and the Federal Aviation Administration, say Layth Elhassani and Kaitlyn McClure of Covington & Burling LLP. [Read more »](#)

Growing Caregiver Benefits In The US Workplace And Beyond

As Mother's Day approaches and more initiatives in the U.S. and around the world are aimed at increasing opportunities at work for working mothers (and caregivers more generally), attorneys with Baker McKenzie discuss recent benefits made available to these employees and review updates multinational employers need to know. [Read more »](#)

The District Court Split On Pleading Indirect Infringement

District courts have diverged over the years as to what the proper standards should be for pleading indirect patent infringement. The Federal Circuit or Congress should resolve this inconsistency, says Joseph Saltiel of Dinsmore & Shohl LLP. [Read more »](#)

8 Reasons To Take A Fresh Look At Your Law Office Lease

After moving into a new law office, tenants often file their signed leases away, figuring that the terms are set for a few years at least. However, leases can be very flexible instruments, and should be reviewed annually even if nothing seems amiss, says Tiffany Winne of Savills Studley Inc. [Read more »](#)

LEGAL INDUSTRY